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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re

ASCENTRA HOLDINGS, INC. (in Official
Liquidation),

Debtor in a
Foreign Proceeding.¹

Case No. 21-11854-dsj

Chapter 15

**REPLY DECLARATION OF JEFFREY M. DINE IN FURTHER SUPPORT
OF MOTION OF SHANG PENG GAO KE INC. SEZC AND SPGK PTE LTD.
PURSUANT TO 11 U.S.C. § 1522(c) TO TERMINATE RESTRAINT**

I, Jeffrey M. Dine, declare as follows:

1. I am an attorney with the law firm of Pachulski Stang Ziehl & Jones LLP (“PSZJ”), with offices located at 780 Third Avenue, 34th Floor, New York, New York 10017, and with other offices in Texas, California, and Delaware.

¹ The Debtor’s company registration number is 283719. The Debtor’s registered office is c/o JTC (Cayman) Ltd., 94 Solaris Avenue, Second Floor, Camana Bay, PO Box 30745, Grand Cayman, Cayman Islands, KY1-1203.

2. PSZJ is counsel to Shang Peng Gao Ke Inc. SEZC ("SPGK Cayman") and SPGK Pte Ltd. ("SPGK Singapore", and together with SPGK Cayman, "SPGK") in the above-captioned chapter 15 case.

3. I am duly admitted to practice law in, among other places, the State of New York and the United States District Court for the Southern District of New York.

4. I submit this reply declaration in further support of the *Motion of Shang Peng Gao Ke Inc. SEZC and SPGK Pte Ltd. Pursuant to 11 U.S.C. § 1522(c) to Terminate Restraint* (the "Motion").

5. A copy of the transcript of the deposition of Graham Robinson, taken February 29, 2024, is attached as **Exhibit 1**.

6. A copy of the Register of Directors and Officers and organizational chart of Ascentra Holdings Inc., marked as Exhibit 2 at Mr. Robinson's deposition, is attached hereto as **Exhibit 2**.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: March 29, 2024
New York, New York

/s/ Jeffrey M. Dine
Jeffrey M. Dine

EXHIBIT 1

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
1–4

Page 1		Page 3	
1	IN THE UNITED STATES BANKRUPTCY COURT	1	A P P E A R A N C E S :
2	FOR THE SOUTHERN DISTRICT OF NEW YORK	2	
3	-----x	3	PILLSBURY WINTHROP SHAW PITTMAN LLP
4	In re	4	Attorneys for Petitioners
5	ASCENTRA HOLDINGS, INC. (In Official	5	31 West 52nd Street
6	Liquidation), Chapter 15	6	New York, New York 10019
7	Case No. 21-11854(DSJ)	7	BY: HUGH M. McDONALD, ESQ.
8		8	(hugh.mcdonald@pillsburylaw.com)
9	Debtor in a	9	JOHN A. PINTARELLI, ESQ.
10	Foreign Proceeding.	10	(john.pintarelli@pillsburylaw.com)
11	-----x	11	CAMPBELL'S LLP
12		12	JOLs Cayman Islands Counsel
13		13	Floor 4, Willow House, Cricket Square
14	VIDEOTAPED 30(b) (6) DEPOSITION	14	Grand Cayman KY1-9010
15	OF	15	Cayman Islands
16	ASCENTRA HOLDINGS, INC.	16	BY: GUY COWAN, ESQ.
17	By: GRAHAM ROBINSON, Corporate Representative	17	(gcowan@campbellslegal.com)
18	New York, New York	18	KATIE LOGAN, ESQ. (Via Zoom)
19	Thursday, February 29, 2024	19	(klogan@campbellslegal.com)
20		20	BLAIR LEAHY KC (Via Zoom)
21		21	For Joint Liquidators of Ascentra Holdings
22		22	20 Essex St. Chambers
23		23	London, England, United Kingdom
24	Reported by:	24	(bleahy@twentysessex.com)
25	Frank J. Bas, RPR, CRR	25	
	Job No. J10806182		
Page 2		Page 4	
1		1	A P P E A R A N C E S :
2		2	
3	February 29, 2024	3	PACHULSKI STANG ZIEHL JONES LLP
4	9:38 a.m. EST	4	Attorneys for SPGK Pte. Ltd.
5		5	780 Third Avenue, 34th Floor
6	Videotaped 30(b) (6) Deposition of ASCENTRA	6	New York, New York 10017
7	HOLDINGS, INC., by GRAHAM ROBINSON, Corporate	7	BY: JOHN A. MORRIS, ESQ.
8	Representative, held at the offices of Pachulski Stang	8	BETH E. LEVINE, ESQ.
9	Ziehl & Jones, 780 Third Avenue, New York, New York,	9	JEFFREY DINE, ESQ.
10	before Frank J. Bas, a Registered Professional	10	(jmorris@pszjlaw.com)
11	Reporter, Certified Realtime Reporter, and Notary	11	(blevine@pszjlaw.com)
12	Public of the State of New York.	12	(jdine@pszjlaw.com)
13		13	HARNEY WESTWOOD & RIEGELS
14		14	3rd Floor, Harbour Place
15		15	103 South Church Street
16		16	Grand Cayman
17		17	PO Box 10240 KY1-1002
18		18	Cayman Islands
19		19	BY: CAITLIN MURDOCK, ESQ.
20		20	(caitlin.murdock@harneys.com)
21		21	ALSO PRESENT:
22		22	DMITRY ZVONKOV, Videographer
23		23	RYUNOSUKE "LUKE" YOSHIDA
24		24	(APPEARING VIA ZOOM):
25		25	NIENKE LILLINGTON, Campbell's

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.February 29, 2024
5-8

Page 5		Page 7	
1	G. ROBINSON	1	G. ROBINSON
2	THE VIDEOGRAPHER: We are on the	2	A. Once.
3	record. Today's date is February 29,	3	Q. And how long ago was that?
4	2024. The time on the video is	4	A. Good question. I would say 2018.
5	9:38 a.m.	5	Q. And was it in a personal capacity
6	This is video 1 in the deposition	6	or in a professional capacity?
7	of Graham Robinson In Re Ascentra	7	A. Professional capacity.
8	Holdings, Inc., in the U.S. Bankruptcy	8	Q. Was it in the United States or was
9	Court, Southern District of New York.	9	it elsewhere?
10	Case No. 21-11854(DSJ).	10	A. In the United States.
11	This deposition is taking place at	11	Q. Okay. So I don't know how much of
12	780 Third Avenue, New York, New York.	12	that you remember, it's six years ago, but
13	The videographer is Dmitry Zvonkov, the	13	really general ground rules:
14	court reporter is Frank Bas, both with	14	I'm not here to trick you. I'm
15	Esquire.	15	going to ask you a series of questions. It's
16	Will counsel please identify	16	very important that you allow me to complete
17	themselves for the record.	17	my question before you begin your answer.
18	MR. MORRIS: John Morris, Pachulski	18	Is that fair?
19	Stang Ziehl & Jones, for SPGK.	19	A. Understood.
20	THE COURT REPORTER: Just the main	20	Q. And it's very important for me to
21	players, that's fine.	21	allow you to complete your answer before I
22	MR. McDONALD: Hugh McDonald,	22	begin the next question. And if I fail to do
23	Pillsbury Winthrop, for the witness,	23	that, will you let me know?
24	Mr. Robinson.	24	A. Yes.
25	THE VIDEOGRAPHER: Will the	25	Q. If at any time I ask a question
Page 6		Page 8	
1	G. ROBINSON	1	G. ROBINSON
2	reporter please swear in the witness.	2	that you don't understand, will you let me
3	---	3	know that, too?
4		4	A. Okay.
5	GRAHAM ROBINSON,	5	Q. Okay. If you need a break at any
6	called as a witness, having been first duly	6	time, feel free to let me know that, as long
7	sworn by a Notary Public, was examined and	7	as a question is not pending.
8	testified	8	Is that fair?
9	as follows:	9	A. Understood.
10	EXAMINATION BY	10	Q. Okay.
11	MR. MORRIS:	11	MR. McDONALD: John, just before we
12	Q. Good morning, Mr. Robinson.	12	go on, it's not his personal deposition.
13	A. Good morning.	13	He's here as the foreign representative
14	Q. My name is John Morris. I'm an	14	of Ascentra. You've noticed this --
15	attorney at Pachulski Stang Ziehl & Jones, and	15	MR. PINTARELLI: Somebody's device
16	we represent SPGK in connection with the	16	is on so it's echoing. Is the Zoom
17	Ascentra Chapter 15 proceeding. Thank you	17	connected too?
18	very much for coming to New York.	18	(Pause in proceedings.)
19	Do you understand that we're here	19	MR. MORRIS: I agree. He's not
20	for your deposition today?	20	here in his individual -- as a personal
21	A. Yes.	21	deposition. He's here as a
22	Q. And have you ever been deposed	22	representative of the estate.
23	before, sir?	23	MR. McDONALD: Correct. You've
24	A. Yes.	24	noticed this as a 30(b)(6). And he's
25	Q. How many times?	25	here as the foreign representative, as a

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.February 29, 2024
9-12

	Page 9	Page 11	
1	G. ROBINSON	1	G. ROBINSON
2	representative of the Ascentra Holdings	2	got --
3	estate.	3	MR. McDONALD: Can we --
4	THE COURT REPORTER: Can we go off	4	MR. PINTARELLI: Graham, it's okay
5	the record?	5	to answer. All of the information is
6	MR. MORRIS: I think we should.	6	public. It's in the public filing in
7	THE VIDEOGRAPHER: Are we going off	7	the U.S., verified petitions, so it's
8	the record?	8	okay.
9	THE COURT REPORTER: Yes.	9	THE WITNESS: It's in the public
10	THE VIDEOGRAPHER: This ends	10	filing, okay.
11	media 1. We're going off the record at	11	Q. Before you answer I want to make
12	9:42.	12	something really clear here.
13	(Pause in proceedings.)	13	A. Yes.
14	THE VIDEOGRAPHER: This begins	14	Q. So I am going to ask questions, and
15	media 2. On the record at 9:46.	15	from time to time Mr. McDonald might object.
16	BY MR. MORRIS:	16	A. Understood.
17	Q. Okay. Back on the record.	17	Q. And when he objects, sometimes he's
18	Mr. Robinson, you serve as one of	18	objecting because he's trying to preserve the
19	the joint official liquidators for an entity	19	record because he thinks there's something
20	called Ascentra Holdings, Inc., is that	20	improper about the question from an
21	correct?	21	evidentiary point of view. That gives me the
22	A. Yes.	22	opportunity to either correct the question, if
23	Q. Okay. When did you become a	23	I agree with him, or say I don't really care,
24	liquidator of that entity?	24	for whatever reason in my head, and you'll
25	A. A voluntary liquidator or official	25	answer the question.
	Page 10	Page 12	
1	G. ROBINSON	1	G. ROBINSON
2	liquidator?	2	He may also from time to time
3	Q. Let's start with voluntary.	3	specifically direct you not to answer a
4	A. That was the 1st of June 2021, I	4	question, and he and I will discuss why he's
5	believe.	5	doing that so I understand the basis for it.
6	Q. And you became the official	6	If he doesn't direct you not to answer a
7	liquidator in September?	7	question -- and, you know, Mr. MacDonald will
8	A. 17th of September 2021.	8	give you the ultimate advice -- but as a
9	Q. Okay. How did you come to be	9	general matter, if he doesn't direct you not
10	the voluntary liquidator for Ascentra	10	to answer, you should answer the question.
11	Holdings, Inc.?	11	Okay?
12	A. I was appointed via the shareholder	12	MR. MORRIS: Is that fair, Hugh?
13	resolutions.	13	MR. McDONALD: And to the extent
14	Q. And do you recall who the	14	that you believe that your answer may
15	shareholders were?	15	implicate the attorney-client privilege,
16	A. Of Ascentra Holdings?	16	please let us know, and then we can
17	Q. Yes, sir.	17	consult. Okay?
18	A. I do, yes.	18	MR. MORRIS: Yes.
19	Q. And who were they at the time that	19	Q. To be very clear, if in your head
20	you were appointed?	20	you think the divulging -- you know, answering
21	A. I am slightly uncertain whether	21	a question will violate a duty or a law or an
22	under Cayman law you would be entitled to know	22	obligation on your part, we'll take a break,
23	who the shareholders of Ascentra are.	23	and you can consult with Mr. McDonald and
24	Q. Are you not going to tell me?	24	we'll figure out how to go forward. Okay?
25	A. I'm happy to tell you. But I've	25	A. Okay. Yes.

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.February 29, 2024
13-16

Page 13		Page 15	
1	G. ROBINSON	1	G. ROBINSON
2	Q. All right?	2	Q. And did you have an understanding
3	So let's go back to where I was.	3	at that time as to who Campbells represented?
4	Do you recall who the shareholders were who	4	A. Yes.
5	appointed you as the voluntary liquidator?	5	Q. And what was your understanding as
6	A. Of Ascentra Holdings?	6	to who Campbells represented at the time they
7	Q. Yes. Sir.	7	approached you about the possibility of
8	A. IR-P Holdings Limited. INTL Media.	8	serving as the voluntary liquidator?
9	And the other shareholders are Jeffrey	9	A. They represented, I believe, or
10	Boshears.	10	acted for Marty Matthews.
11	Ryan -- I can't remember Ryan's	11	Q. And who at Campbells first
12	name. It begins with K.	12	approached you about this potential
13	And Alex Olivia. Or Oliva. Oliva.	13	engagement?
14	Q. Do you know who the principal was	14	A. Guy Cowan.
15	of IR-P who appointed you on behalf of that	15	Q. And do you recall what Mr. Cowan
16	entity?	16	told you about the potential engagement?
17	A. The liquidator of IR-P Holdings.	17	MR. McDONALD: Objection.
18	Q. And what's that person's name?	18	A. I would say that the conversations
19	A. That person's name is me.	19	I had with Guy Cowan would be privileged.
20	Q. And when did you become the	20	Q. At the time that he approached you
21	liquidator of IR-P?	21	had you been appointed --
22	A. I became the liquidator of --	22	A. No.
23	voluntary liquidator of IR-P Holdings on the	23	Q. -- in any capacity?
24	28th of May 2021.	24	MR. McDONALD: Let him finish the
25	Q. And so as the liquidator of IR-P,	25	question.
Page 14		Page 16	
1	G. ROBINSON	1	G. ROBINSON
2	you voted as that entity in its capacity as a	2	THE WITNESS: Sorry.
3	contributory to Ascentra Holdings, Inc. to	3	Q. At the time that he approached you
4	appoint you as the voluntary liquidator of	4	about the possibility of serving, is it your
5	that company, is that right?	5	contention that there was some type of
6	A. Yes.	6	privilege relationship?
7	Q. Do you know who the principal was	7	MR. McDONALD: John, I've given you
8	at -- I think you said INTL?	8	a lot of latitude here. We have
9	A. (Nodding head affirmatively.)	9	specific topics on the 30(b)(6). He's
10	Q. -- who acted to appoint you the	10	not here, again, in his personal
11	voluntary liquidator of Ascentra Holdings,	11	capacity. He's here as the
12	Inc.?	12	representative to answer questions
13	A. I do. That was Marty Matthews.	13	concerning specific topics, not the
14	THE COURT REPORTER: Can you spell	14	circumstances surrounding his
15	the name?	15	appointment.
16	THE WITNESS: Marty. It's Martin	16	MR. MORRIS: Okay.
17	Matthews, but he goes as Marty.	17	MR. McDONALD: I've given you a lot
18	M-A-R-T-Y.	18	of latitude up until now, but you're
19	Q. And how did it come to be; can you	19	going beyond the scope of this
20	recall the circumstances under which you	20	deposition.
21	became the voluntary liquidator of Ascentra	21	MR. MORRIS: Okay. Is it your
22	Holdings, Inc.? Do you recall who approached	22	position that I'm not allowed to ask any
23	you?	23	questions unless they specifically
24	A. I was approached by Campbells	24	relate to the topics?
25	attorneys in the Cayman Islands.	25	MR. McDONALD: Yes. We have

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.February 29, 2024
17-20

<p>1 G. ROBINSON</p> <p>2 specific enumerated topics. We've gone 3 over this with the Court. Our objection 4 to four of them still stands, and we'll 5 deal with them when you get to them. 6 But I've given you a lot of latitude. 7 Again, he is not here in his individual 8 personal capacity.</p> <p>9 MR. MORRIS: I appreciate that. 10 And I am going to tell you our position 11 is that the 30(b)(6) topics are the 12 topics in which he had an affirmative 13 obligation to educate himself. It 14 doesn't mean that I'm not allowed to ask 15 any question. I've never in my life 16 heard in a 30(b)(6) deposition that I 17 can't ask a question. Because otherwise 18 I would have had to put in the topic 19 "Background," how were you appointed. 20 Like, I might as well have put in my 21 outline.</p> <p>22 But that's our position. I have 23 heard your position. I am going to ask 24 my questions, and you can feel free to 25 direct him not to answer any time you</p>	<p>Page 17</p> <p>1 G. ROBINSON</p> <p>2 to do any work with respect to Ascentra prior 3 to the time you accepted the appointment of 4 voluntary liquidator on or about June 1, 2021?</p> <p>5 MR. McDONALD: Objection. 6 Direct the witness not to answer. 7 Q. Are you going to follow your 8 counsel's advice? 9 A. Yes.</p> <p>10 Q. Did you ever do any work on behalf 11 of Ascentra prior to June 1, 2021? 12 A. No.</p> <p>13 DIR Q. Did you have any relationship with 14 any of Ascentra's principals prior to the time 15 you accepted the appointment on June 1, 2021? 16 MR. McDONALD: Objection. 17 Direct the witness not to answer. 18 Q. Are you going to follow your 19 counsel's advice? 20 A. Yes. 21 Q. Did your work as the voluntary 22 liquidator of IR-P concern Ascentra in any way 23 prior to June 1, 2021? 24 MR. McDONALD: Objection to form. 25 A. You're going to have to rephrase</p>
<p>1 G. ROBINSON</p> <p>2 want.</p> <p>3 Is that fair?</p> <p>4 MR. McDONALD: Fair.</p> <p>5 MR. MORRIS: Okay.</p> <p>6 DIR Q. Do you recall what Mr. Cowan told 7 you initially when he approached you about the 8 possibility of serving as the voluntary 9 liquidator of Ascentra?</p> <p>10 MR. McDONALD: Objection. 11 Direct the witness not to answer. 12 Q. Are you going to follow your 13 counsel's advice? 14 A. Yes. 15 Q. Okay. How long in advance of your 16 acceptance of the appointment did Mr. Cowan 17 approach you?</p> <p>18 MR. McDONALD: Objection to form. 19 A. So when -- you're asking me when I 20 was first approached by Campbells prior to me 21 being appointed? 22 Q. Yes, sir. 23 A. This is from memory. I would say 24 it would be in some period of time in 2020. 25 DIR Q. Okay. Were you engaged by anybody</p>	<p>Page 18</p> <p>1 G. ROBINSON</p> <p>2 that question. It doesn't make sense.</p> <p>3 Q. Okay. I think you mentioned -- you 4 mentioned that you became the voluntary 5 liquidator of IR-P on May 28, 2021.</p> <p>6 A. Okay.</p> <p>7 Q. In your capacity as the voluntary 8 liquidator of that entity, did you do anything 9 that concerned Ascentra before you accepted 10 the appointment as Ascentra's voluntary 11 liquidator?</p> <p>12 MR. McDONALD: Objection to form. 13 Q. And this is where you can answer. 14 If you understand. If you don't, I can try 15 again.</p> <p>16 A. No.</p> <p>17 Q. Okay. Do you know when -- 18 withdrawn.</p> <p>19 Has Ascentra -- withdrawn.</p> <p>20 Is Ascentra a holding company?</p> <p>21 MR. McDONALD: Objection to form. 22 MR. MORRIS: Withdrawn.</p> <p>23 Q. Do you understand what a holding 24 company is, sir?</p> <p>25 A. Yes.</p>

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
21-24

Page 21	Page 23
1 G. ROBINSON	1 G. ROBINSON
2 Q. What's your understanding of a	2 was conducted exclusively through the names of
3 holding company?	3 the direct and indirect subsidiaries?
4 A. A holding company is a, what I	4 MR. McDONALD: Objection.
5 would say is the top co. of a group structure,	5 I direct the witness not to answer.
6 and underneath will be numerous entities, and	6 (Reporter requests clarification.)
7 the shareholding flows eventually to the top	7 Q. Are you going to follow counsel's
8 co.	8 advice?
9 Q. Is it your understanding that	9 A. Yes.
10 Ascentra was a holding company?	10 Q. Okay. Do you serve as a liquidator
11 A. I considered it a holding co., yes.	11 for any entity that was directly or indirectly
12 Q. And it had certain entities that it	12 controlled by Ascentra Holdings, Inc.?
13 directly or indirectly owned that -- conducted	13 A. Yes.
14 the operations of the Ascentra enterprise, is	14 Q. Can you identify each entity?
15 that fair?	15 A. I am currently the official
16 A. Yes.	16 liquidator of HEC International Limited.
17 Q. Okay. I am going to use the phrase	17 I was the voluntary liquidator of
18 "Ascentra" to refer to the whole enterprise;	18 Interush (Singapore), which is now closed and
19 not just Ascentra Holdings, Inc., but also to	19 been dissolved.
20 its direct and indirect affiliates who carried	20 And I believe I am the liquidator
21 out the operations.	21 of -- at the HEC International (Taiwan)
22 Is that fair?	22 company.
23 A. Yes.	23 Q. Did you become -- apologies.
24 Q. And if I want to refer specifically	24 Was that in an official capacity or
25 to the entity that filed the Chapter 15	25 as a voluntary liquidator?
Page 22	Page 24
1 G. ROBINSON	1 G. ROBINSON
2 proceeding in New York, I'll say "Ascentra	2 MR. McDONALD: Objection to form.
3 Holdings, Inc."	3 A. For which entity? Sorry.
4 A. Okay.	4 Q. Fair. Let's take them one at a
5 Q. That's the distinction that I am	5 time.
6 making.	6 A. Okay.
7 A. Okay. Yes.	7 Q. I think you said HGC?
8 Q. So with that distinction, do you --	8 MR. McDONALD: HEC, I believe.
9 is Ascentra engaged in any operations today?	9 Q. Did you ever serve as an official
10 A. (No response.)	10 liquidator for that entity?
11 MR. MORRIS: Withdrawn.	11 A. HEC International I was the
12 Q. As of today is Ascentra engaged in	12 voluntary liquidator, and now I'm the official
13 any operations other than those that are	13 liquidator.
14 attendant to its liquidation?	14 Q. And did that happen after you
15 MR. McDONALD: Objection to form.	15 became the official liquidator of Ascentra
16 A. No.	16 Holdings, Inc. or before?
17 Q. Okay. Do you know when Ascentra	17 A. After.
18 ceased operating as a commercial entity?	18 Q. The same question with respect to
19 MR. McDONALD: Objection to form.	19 Interush (Singapore). Before --
20 A. My understanding is early 2021.	20 Withdrawn. One question at a time.
21 DIR Q. Do you know whether Ascentra	21 Did you become -- did you ever
22 Holdings Inc. -- withdrawn.	22 become an official liquidator of Interush
23 Prior to that time, do you know	23 (Singapore)?
24 whether Ascentra Holdings, Inc. conducted	24 A. No.
25 business in its own name or whether business	25 Q. Did you serve as the voluntary

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
25-28

<p>1 G. ROBINSON</p> <p>2 liquidator of that entity?</p> <p>3 A. Yes.</p> <p>4 Q. And were you appointed voluntary</p> <p>5 liquidator of that entity before or after you</p> <p>6 became the official liquidator of Ascentra</p> <p>7 Holdings, Inc.?</p> <p>8 A. After.</p> <p>9 Q. And then I think the last one was</p> <p>10 the Taiwan entity, is that right?</p> <p>11 A. Correct.</p> <p>12 Q. Were you ever appointed the</p> <p>13 official liquidator of that entity?</p> <p>14 A. I'm not trying to be difficult on</p> <p>15 the question. The Taiwanese liquidation</p> <p>16 process is a very unusual and complicated one.</p> <p>17 I would say it was -- it would be considered</p> <p>18 as like an official liquidation, is how I</p> <p>19 would look at it. Yes.</p> <p>20 Q. I appreciate that. I am going to</p> <p>21 confess to having no familiarity with Taiwan</p> <p>22 insolvency proceedings.</p> <p>23 A. I am still struggling, yes.</p> <p>24 Q. Did that occur after you were</p> <p>25 appointed the official liquidator in the</p>	<p>Page 25</p> <p>1 G. ROBINSON</p> <p>2 just identified subject to a liquidation</p> <p>3 proceeding in the Cayman Islands?</p> <p>4 A. Yes.</p> <p>5 Q. Which one?</p> <p>6 A. HEC International.</p> <p>7 Q. And in your capacity as the</p> <p>8 official liquidator of that entity have you</p> <p>9 declared that entity to be solvent, insolvent</p> <p>10 or doubtful solvency?</p> <p>11 A. Solvent.</p> <p>12 Q. Do you recall when that entity was</p> <p>13 placed into liquidation under the court</p> <p>14 supervision of the Cayman Islands?</p> <p>15 A. 7th of December 2021.</p> <p>16 THE COURT REPORTER: Can you say</p> <p>17 the date again?</p> <p>18 THE WITNESS: 7th of December 2021.</p> <p>19 MR. MORRIS: Okay. I am going to</p> <p>20 mark as Robinson exhibit 1 the amended</p> <p>21 notice of deposition.</p> <p>22 (Robinson Exhibit 1, Amended Notice</p> <p>23 of Deposition of Ascentra Holdings, Inc.</p> <p>24 was marked for identification.)</p> <p>25 BY MR. MORRIS:</p>
<p>1 G. ROBINSON</p> <p>2 Ascentra Holdings, Inc. case?</p> <p>3 A. After.</p> <p>4 Q. Did the same people who appointed</p> <p>5 you as the voluntary liquidator of Ascentra</p> <p>6 Holdings, Inc. also appoint you as the</p> <p>7 voluntary liquidator of the three entities you</p> <p>8 just identified?</p> <p>9 MR. McDONALD: Objection to form.</p> <p>10 MR. MORRIS: Withdrawn.</p> <p>11 Q. Did the same people and entities</p> <p>12 that you identified earlier as having</p> <p>13 appointed you as the voluntary liquidator of</p> <p>14 Ascentra Holdings, Inc. also appoint you as</p> <p>15 the voluntary liquidator of the three entities</p> <p>16 you just identified?</p> <p>17 A. No.</p> <p>18 Q. Who first appointed you the</p> <p>19 voluntary liquidator of International Limited?</p> <p>20 MR. McDONALD: Objection to form.</p> <p>21 Q. If you recall.</p> <p>22 A. So say the question again?</p> <p>23 Q. You know what? It's okay. I'm</p> <p>24 just going to move on.</p> <p>25 Are any of the three entities you</p>	<p>Page 26</p> <p>1 G. ROBINSON</p> <p>2 Q. Mr. Robinson, do you have exhibit 1</p> <p>3 in front of you?</p> <p>4 A. Yes.</p> <p>5 Q. Okay. Have you seen this before?</p> <p>6 A. I believe I have, yes.</p> <p>7 Q. Do you know what it is?</p> <p>8 A. I'm reading the title. It says</p> <p>9 Amended Notice of Deposition of Ascentra</p> <p>10 Holdings, Inc.</p> <p>11 Q. Okay. And if you can turn to --</p> <p>12 the pages aren't numbered, but I think it's</p> <p>13 the third page of the document, at the bottom</p> <p>14 you'll see a heading "Amended Topics" --</p> <p>15 A. Yes.</p> <p>16 Q. -- that go on through the rest of</p> <p>17 the document.</p> <p>18 A. Okay.</p> <p>19 Q. Have you seen those topics before?</p> <p>20 A. Yes.</p> <p>21 Q. And when did you see them for the</p> <p>22 first time, if you recall?</p> <p>23 A. I don't -- from memory I couldn't</p> <p>24 give you a specific date. I know SPGK filed</p> <p>25 its motion to terminate the recognition at the</p>

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
29-32

Page 29	Page 31
<p>1 G. ROBINSON</p> <p>2 end of June 2023, so it's going to be sometime</p> <p>3 after that. And I couldn't give you a</p> <p>4 specific date. I'm sorry.</p> <p>5 Q. Subject to whatever objections or</p> <p>6 directions you received from counsel, are you</p> <p>7 otherwise prepared to answer questions on the</p> <p>8 topics set forth in exhibit 1?</p> <p>9 A. Yes.</p> <p>10 Q. Okay. Did you do anything to</p> <p>11 prepare for today's deposition?</p> <p>12 A. I did, yes.</p> <p>13 Q. What did you do?</p> <p>14 A. I met with my counsel yesterday in</p> <p>15 New York. And I also reviewed and kind of</p> <p>16 refreshed my memory on past documents. And</p> <p>17 specific documents would be the status reports</p> <p>18 filed in the Chapter 15 process; the two joint</p> <p>19 official liquidator reports that have been</p> <p>20 filed in the Cayman courts; my deposition --</p> <p>21 not deposition. My declaration that I filed</p> <p>22 regarding the application for Chapter 15 back</p> <p>23 in October 2021.</p> <p>24 I reviewed the, our objection to</p> <p>25 the motion to remove the restraint, which is</p>	<p>1 G. ROBINSON</p> <p>2 A. Not -- no, not specific documents.</p> <p>3 Q. Did you speak with anybody who is</p> <p>4 or purports to be a creditor in connection</p> <p>5 with your preparation for today's deposition?</p> <p>6 MR. McDONALD: Objection to form.</p> <p>7 A. No.</p> <p>8 Q. Did you speak with anybody who is</p> <p>9 or who claims to be a contributory to Ascentra</p> <p>10 Holdings, Inc. in connection with the</p> <p>11 preparation of your deposition?</p> <p>12 A. No.</p> <p>13 Q. Have you spoken with anybody, with</p> <p>14 any person or entity, who represents --</p> <p>15 withdrawn.</p> <p>16 Going back to June 1, when you were</p> <p>17 appointed the voluntary liquidator, and</p> <p>18 thinking about the people who appointed you or</p> <p>19 appointed you on behalf of corporate entities,</p> <p>20 have you spoken with any of those people in</p> <p>21 connection with today's deposition?</p> <p>22 A. No.</p> <p>23 Q. What do you do for a living, sir?</p> <p>24 A. I am an insolvency practitioner.</p> <p>25 Q. And do you work for a company?</p>
Page 30	Page 32
<p>1 G. ROBINSON</p> <p>2 dated September 23.</p> <p>3 And I also reviewed the amended</p> <p>4 written statement of the claim that Ascentra</p> <p>5 has filed against SPGK in the Cayman courts,</p> <p>6 which is dated 11th of October 2023.</p> <p>7 And I also looked at some old</p> <p>8 financial kind of Excel spreadsheet documents</p> <p>9 that we received from the company when we got</p> <p>10 appointed.</p> <p>11 Q. What Excel spreadsheet documents</p> <p>12 are you referring to?</p> <p>13 A. These are documents that we</p> <p>14 obtained that -- at the beginning of your</p> <p>15 appointment from Whinney, who was the account</p> <p>16 manager, that does set out a summary of</p> <p>17 creditors of Ascentra.</p> <p>18 Q. And did you rely on that Excel</p> <p>19 spreadsheet to identify Ascentra Holdings,</p> <p>20 Inc.'s creditors?</p> <p>21 A. It was one of the documents that</p> <p>22 we -- we used.</p> <p>23 Q. Do you recall any other documents</p> <p>24 that you reviewed in connection with your</p> <p>25 preparation for today's deposition?</p>	<p>1 G. ROBINSON</p> <p>2 A. Yes.</p> <p>3 Q. What company do you work for?</p> <p>4 A. That is Crowe, which is C-R-O-W-E,</p> <p>5 Cayman Limited.</p> <p>6 Q. And do you have a role or a title</p> <p>7 or a position at Crowe Cayman Limited?</p> <p>8 A. Director.</p> <p>9 Q. When did you become a director at</p> <p>10 Crowe?</p> <p>11 A. That was November 2019.</p> <p>12 Q. How long have you been affiliated</p> <p>13 with Crowe?</p> <p>14 A. Since that date.</p> <p>15 Q. What does it mean to be an</p> <p>16 insolvency practitioner?</p> <p>17 A. How long have you got?</p> <p>18 Q. What does it mean to be an</p> <p>19 insolvency practitioner?</p> <p>20 Q. Mm-hmm.</p> <p>21 THE COURT REPORTER: "Yes"?</p> <p>22 BY MR. MORRIS:</p> <p>23 Q. Yes.</p> <p>24 A. I am appointed official liquidator</p> <p>25 or voluntary liquidator of Cayman entities. I</p>

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
33-36

<p style="text-align: right;">Page 33</p> <p>1 G. ROBINSON 2 also potentially assist companies with 3 financial matters. 4 Q. And how long have you been an 5 insolvency practitioner? When did you first 6 become one? 7 A. Well, are you asking me when I 8 became licensed or when I -- how long have I 9 worked in insolvency matters? 10 Q. We'll get to the license in a 11 moment. 12 A. Okay. 13 Q. When did you first start working in 14 the insolvency space? 15 A. In 1993. 16 Q. Can you describe for me generally 17 your educational background? 18 A. Yes. I'm obviously English, so 19 I've got O levels, A levels, and a degree. 20 And I also have accountancy qualifications, 21 but I'm not a chartered accountant. And I 22 also have an insolvency qualification, formal 23 insolvency qualification, from the U.K. 24 Q. So you're a chartered accountant? 25 A. I am not a chartered accountant,</p>	<p style="text-align: right;">Page 35</p> <p>1 G. ROBINSON 2 Who were you employed by before you 3 joined Crowe in 2019? Can you give me -- let 4 me back up. 5 From 1993, give me an overview of 6 your professional history and affiliations. 7 A. I initially worked for a company 8 called Casson Beckman & Partners in 9 Manchester. 10 I left them and went to PwC, 11 PricewaterhouseCoopers. 12 I then left PricewaterhouseCoopers 13 and went to a company called RPG. 14 After RPG I went to PKF. After 15 PKF I went to Kroll, which is K-R-O-L-L. 16 I left Kroll in 2009 and went to 17 the Cayman Islands, where in the Cayman 18 Islands I worked for Robinson & Hunter until 19 2012. 20 I then went back to the U.K. in 21 2012. I worked for myself and I also worked 22 for a company called BB Financial Services. 23 In 2014 I went back to the Cayman 24 Islands. I then worked for Chris Johnson 25 Associates up until I started work for Crowe</p>
<p style="text-align: right;">Page 34</p> <p>1 G. ROBINSON 2 no. I have accountancy qualifications, but I 3 am not a chartered accountant. 4 Q. Okay. 5 THE COURT REPORTER: Did you say O 6 level and A level? 7 THE WITNESS: Yes. O level and 8 then A level, yes. 9 Q. And you have a license? 10 A. I've got a -- yes, I have a 11 U.K. license through the Insolvency 12 Practitioners Association in the U.K. 13 Q. When did you get that? 14 A. I passed my qualification in 2000. 15 I got my license in 2008. 16 Q. What does one need to do to obtain 17 a license? 18 A. Short answer, certain amount of 19 hours worked and some exams that you need to 20 pass. 21 Q. So is it fair to say that you 22 worked in the insolvency space for about 15 23 years before you obtained your license? 24 A. Seven and eight is 15, yes. 25 Q. Exactly.</p>	<p style="text-align: right;">Page 36</p> <p>1 G. ROBINSON 2 Cayman Limited. 3 Q. Okay. When did you receive your 4 first appointment as an official liquidator in 5 the Cayman Islands? 6 A. That would be two thousand and -- 7 it's going to be late 2009 or early 2010. 8 Q. Can you give me an estimate of how 9 many times you've been appointed an official 10 liquidator by the Cayman courts? 11 A. Ten to 15. 12 Q. And does that include the several 13 that you have mentioned today? 14 MR. McDONALD: Objection to form. 15 A. Yes. 16 Q. Have you ever been appointed a 17 liquidator in any jurisdiction other than the 18 United Kingdom or the Cayman Islands? 19 A. Well, the companies we referred to 20 today would be Singapore and Taiwan. No. 21 Q. Prior to this case have you ever 22 been involved in a Chapter 15 proceeding in 23 the United States? 24 A. No. 25 Q. I want to see if we can just make</p>

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
37-40

<p>1 G. ROBINSON</p> <p>2 sure that we have an understanding kind of</p> <p>3 where we started earlier with respect to the</p> <p>4 corporate organization. And I'm going to</p> <p>5 just --</p> <p>6 MR. MORRIS: Let's mark as exhibit</p> <p>7 2 a portion of a document that was filed</p> <p>8 in the Chapter 7 -- Chapter 15</p> <p>9 proceeding at Docket No. 77. It's just</p> <p>10 an organizational chart that I am going</p> <p>11 to be focused on.</p> <p>12 THE WITNESS: Okay.</p> <p>13 (Robinson Exhibit 2, Organizational</p> <p>14 chart was marked for identification.)</p> <p>15 BY MR. MORRIS:</p> <p>16 Q. I am going to represent to you that</p> <p>17 we actually copied this from a filing I think</p> <p>18 that originated in the Cayman Islands but that</p> <p>19 was filed in New York. I think it was part of</p> <p>20 the complaint that was filed in the Cayman</p> <p>21 Islands.</p> <p>22 Have you seen this organizational</p> <p>23 chart before?</p> <p>24 A. Yes.</p> <p>25 Q. And did you personally, in your</p>	<p>Page 37</p> <p>1 G. ROBINSON</p> <p>2 your understanding of what has changed?</p> <p>3 A. Basically, Mari Matthews holds her</p> <p>4 50 percent shares in a separate entity.</p> <p>5 Q. Okay. But she still now, instead</p> <p>6 of directly, indirectly owns 50 percent of</p> <p>7 International Media Holdings Inc. --</p> <p>8 International Media Holdings, LLC; is that</p> <p>9 your understanding?</p> <p>10 MR. McDONALD: Objection to form.</p> <p>11 A. She -- she doesn't own any -- she's</p> <p>12 not a shareholder of INTL Media anymore. But</p> <p>13 she's a shareholder in her own right of IR-P</p> <p>14 Holdings.</p> <p>15 Q. Okay.</p> <p>16 A. Through a separate entity to INTL.</p> <p>17 Q. Are there any other changes that</p> <p>18 you're aware of?</p> <p>19 A. No. That looks -- that looks okay.</p> <p>20 Q. Okay. So now, just to make sure I</p> <p>21 understood what you said earlier, if we look</p> <p>22 at the chart, you'll see Ascentra Holdings,</p> <p>23 Inc. is a Cayman Islands entity there; and</p> <p>24 above that there are three shareholders, three</p> <p>25 direct shareholders: IR-P Holdings Inc.,</p>
<p>1 G. ROBINSON</p> <p>2 capacity as the official liquidator of</p> <p>3 Ascentra Holdings, Inc., authorize it to be</p> <p>4 filed on behalf of that entity?</p> <p>5 MR. McDONALD: Objection to form.</p> <p>6 A. Filed in which proceeding?</p> <p>7 Q. In the Cayman Islands.</p> <p>8 A. Yes.</p> <p>9 Q. And did you also authorize it to be</p> <p>10 filed in the Chapter 15 proceeding in</p> <p>11 New York?</p> <p>12 A. Yes.</p> <p>13 Q. To the best of your knowledge, is</p> <p>14 this corporate organizational chart accurate?</p> <p>15 A. There is one error on this chart.</p> <p>16 Q. Can you just point that out to me,</p> <p>17 please?</p> <p>18 A. The -- the shareholding in IR-P for</p> <p>19 INTL Media has changed since this document has</p> <p>20 been filed.</p> <p>21 Q. So I think you're referring to the</p> <p>22 box that's below Martin Matthews and Mari</p> <p>23 Matthews, is that right?</p> <p>24 A. Correct. Yes.</p> <p>25 Q. Okay. And can you describe for me</p>	<p>Page 38</p> <p>1 G. ROBINSON</p> <p>2 International Media Holdings, LLC, and then a</p> <p>3 box called "Management and Related Parties."</p> <p>4 Do I have that right?</p> <p>5 A. Yes.</p> <p>6 Q. And are those the people and the</p> <p>7 entities that appointed you as the voluntary</p> <p>8 liquidator back in June of 2021?</p> <p>9 A. Yeah. I was appointed through the</p> <p>10 shareholder resolutions. Yes.</p> <p>11 Q. Yes. And IR-P Holdings, Inc.</p> <p>12 (Cayman Islands), that's one that you</p> <p>13 mentioned earlier is in liquidation, is that</p> <p>14 right?</p> <p>15 A. Yes.</p> <p>16 Q. And that's a solvent -- that's</p> <p>17 subject to a solvency certificate, is that</p> <p>18 right?</p> <p>19 MR. McDONALD: Objection to form.</p> <p>20 A. Yes.</p> <p>21 Q. Interush I think you said has been</p> <p>22 dissolved, is that right?</p> <p>23 A. Interush -- sorry. Interush</p> <p>24 (Singapore), yes.</p> <p>25 Q. Yes. Sorry for the ambiguity. Let</p>

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
41-44

Page 41	Page 43
1 G. ROBINSON	1 G. ROBINSON
2 me ask the question again.	2 Ascentra over the years in one way, shape or
3 Interush Singapore has been	3 form.
4 dissolved, is that right?	4 Q. On the lower left-hand corner of
5 A. Yes.	5 this organizational chart there's four
6 Q. Okay. And HEC International	6 entities under the name Ted Sanders.
7 Company Limited in Taiwan, that's also subject	7 Do you see that?
8 to liquidation, correct?	8 A. Yes.
9 A. Yes.	9 Q. Do you have an understanding of who
10 Q. Okay. HEC International Limited	10 Mr. Sanders is?
11 Cayman Islands, that's also subject to	11 A. Yes.
12 judicially supervised liquidation proceedings	12 Q. What's your understanding of who
13 in the Cayman Islands, right?	13 Mr. Sanders is in relation to this
14 A. Yes.	14 organizational chart?
15 Q. And you serve as the official	15 A. Mr. Sanders was the former CFO of
16 liquidator of that entity?	16 Ascentra.
17 A. Yes.	17 Q. Did he ever serve as a director, to
18 Q. And that entity is also subject to	18 the best of your knowledge?
19 a solvency certificate, correct?	19 A. Of Ascentra?
20 MR. McDONALD: Object to the form.	20 Q. Let me ask a better question.
21 A. Yes.	21 Do you know whether Mr. Sanders
22 Q. I think there's a statement in	22 ever served as a director of Ascentra
23 documents somewhere that HEC International,	23 Holdings, Inc.?
24 Limited Singapore branch has stopped doing	24 A. No.
25 business.	25 Q. Do you know if Mr. Sanders ever
Page 42	Page 44
1 G. ROBINSON	1 G. ROBINSON
2 Is my recollection about that	2 served as a director -- withdrawn.
3 correct?	3 I am going to refer to the one,
4 MR. McDONALD: Object to the form.	4 two, three, four, five, six -- seven entities
5 A. That is correct.	5 below the Ascentra Holdings, Inc. box as
6 Q. Is that entity the subject of any	6 "Ascentra's subsidiaries."
7 liquidation proceeding or has it simply ceased	7 Is that fair?
8 doing business?	8 A. Okay.
9 A. It's not -- it's not in a	9 Q. Do you know whether Mr. Sanders
10 liquidation process. And that branch has been	10 ever served as the director of any of
11 closed.	11 Ascentra's subsidiaries?
12 Q. So am I right that all of the	12 A. From my memory, no.
13 entities that are directly beneath Ascentra	13 Q. Do you know what period of time
14 Holdings, Inc. Cayman Islands served as	14 Mr. Sanders served as the CFO of Ascentra?
15 operating companies of Ascentra Holdings,	15 A. I know it was -- I don't know the
16 Inc. before it ceased to do business in	16 exact start date. I know he was involved from
17 early 2021?	17 2018 up until his resignation in May 2021, and
18 MR. McDONALD: Objection to form.	18 that he could possibly be involved in the
19 A. They -- they -- I would -- they	19 group before April 2018. Sorry, I can't fully
20 were part -- they were part of the group and I	20 recall.
21 am sure at some time over the years --	21 Q. Do you know, did he serve as the
22 (Reporter requests clarification.)	22 CFO of Ascentra Holdings, Inc.?
23 A. Those entities underneath Ascentra	23 A. Of Ascentra.
24 are part of the group, yes. And they've all	24 Q. And when you use the phrase
25 been part of the operational business of	25 "Ascentra" in the context of Mr. Sanders'

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
45-48

Page 45	Page 47
1 G. ROBINSON	1 G. ROBINSON
2 role, what do you mean?	2 had a direct or indirect ownership interest in
3 MR. McDONALD: Object to the form.	3 any of the four entities under Mr. Sanders'
4 A. Can you just explain the question	4 name?
5 better for me, please?	5 MR. McDONALD: Objection to form.
6 Q. Yes. I'll try again.	6 A. The two entities at the bottom
7 You've got Ascentra Holdings,	7 there, AOS Property Ventures, and they
8 Inc. and then you've got the seven	8 obviously -- it's got formerly known as
9 subsidiaries. Right?	9 Interush, Inc., and then there's also Interush
10 A. Mm-hmm. Yes.	10 International, they may have been set over the
11 Q. Okay. Let's take them separately.	11 side of the structure at one time, but I can't
12 Do you know whether Mr. Sanders	12 recall from memory.
13 ever served as the CFO of any of the seven	13 Q. Okay. Is it fair to say that this
14 subsidiaries?	14 chart doesn't depict any direct or indirect
15 MR. McDONALD: Objection to form.	15 relationship between any of the four entities
16 A. In my view, Mr. Ted Sanders was the	16 under Mr. Sanders' names and any of the
17 CFO of Ascentra group, and that included	17 Ascentra Holdings entities, is that fair?
18 Ascentra Holdings, all the subsidiaries, and	18 MR. McDONALD: Objection to form.
19 also SPGK.	19 A. Just say that again for me, please?
20 MR. McDONALD: John, you're going	20 Q. Yeah. I am talking specifically
21 way off topic here. Can you please	21 now of ownership.
22 explain how any of this line of	22 A. Okay.
23 questioning relates to any of the topics	23 Q. Okay. Do you have any reason to
24 that are set forth in the deposition	24 believe, as you sit here today, that Ascentra
25 notice?	25 Holdings, Inc. or any of its subsidiaries ever
Page 46	Page 48
1 G. ROBINSON	1 G. ROBINSON
2 MR. MORRIS: I will tell you that	2 had a direct or indirect ownership interest in
3 it goes to, number 1, the likelihood of	3 any of the four entities under Mr. Sanders'
4 success on the merits and the	4 name?
5 relationship of these entities. And	5 MR. McDONALD: Objection; form.
6 number 2, it's background.	6 A. Like I said, they might have had
7 And if you want to direct him not	7 some ownership of these two at one time
8 to answer, you're free to do that at any	8 previously, but I don't believe they had any
9 time. I don't think this stuff is	9 direct or indirect of Asian Offshore Services
10 controversial, but you'll defend your	10 and SPGK International.
11 witness as you wish.	11 Q. And what's the basis for that
12 MR. McDONALD: It goes to number 1,	12 belief?
13 the certificate of solvency?	13 A. Just -- just from I know the names
14 MR. MORRIS: No, the last four.	14 Interush, and I believe that they might --
15 The last four questions. Likelihood of	15 just from memory -- they might have been part
16 success on the merits and facts relating	16 of a bigger group structure that Ascentra had
17 thereto.	17 prior to -- prior to 2016.
18 MR. McDONALD: Again, we're giving	18 Q. Are you aware of any facts
19 you some latitude, but it's going to be	19 concerning either how, when or why they would
20 very limited.	20 have ceased to have an ownership interest in
21 MR. MORRIS: You'll do what you do,	21 those two entities at the bottom of the
22 and I'll do what I do, and we'll do it	22 left-hand corner?
23 respectfully.	23 MR. McDONALD: Objection to form.
24 MR. McDONALD: Okay.	24 A. I do have a memory that they --
25 Q. Do you know whether Ascentra ever	25 that Ted could have -- Ted Sanders, sorry,

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
49-52

Page 49		Page 51	
1	G. ROBINSON	1	G. ROBINSON
2	could have purchased those companies from	2	proceeding in the Cayman Islands, and
3	Ascentra.	3	SPGK has answered that complaint, we
4	Q. Do you have any understanding or	4	have responded. And to the extent that
5	memory as to when that may have happened?	5	there is any interrelationship between
6	A. No. I've got no memory.	6	these entities, which we allege there
7	Q. In the upper left-hand portion of	7	is, will be dealt with in connection
8	the document you've got Mr. Yoshida, is that	8	with those proceedings.
9	right?	9	MR. MORRIS: I'm not asking if
10	A. Yes.	10	there's a relationship between the two.
11	Q. And then below him you've got two	11	I'm asking a very narrow question. Let
12	entities, Scuderia Bianco Limited --	12	me just ask -- let me just ask --
13	A. Yes.	13	MR. McDONALD: Can you just
14	Q. -- and Lequios Holdings? Lequios?	14	rephrase that question, please?
15	A. Lequios?	15	MR. MORRIS: Yes, I appreciate
16	Q. I'll go with your --	16	that.
17	A. I'm not good at any of those fancy	17	BY MR. MORRIS:
18	words.	18	Q. To the best of your knowledge, sir,
19	Q. And then there's also a third	19	has Ascentra Holdings, Inc. or any of its
20	entity called Growth Today Inc.	20	subsidiaries ever had a direct or indirect
21	Do I have that right?	21	ownership interest in Growth Today Inc.?
22	A. Yes. I see them.	22	A. What do you mean by "ownership
23	Q. Okay. Do you know if Ascentra	23	interest"?
24	Holdings, Inc. or any of its subsidiaries ever	24	DIR Q. That they -- that they were an
25	had a direct or indirect ownership interest in	25	owner of that entity. That they held some
Page 50		Page 52	
1	G. ROBINSON	1	G. ROBINSON
2	Scuderia Bianco Limited?	2	portion -- all or some portion of the shares.
3	MR. McDONALD: Objection to form.	3	A. Shares.
4	A. No.	4	MR. McDONALD: Objection.
5	Q. Okay. Do you know if Ascentra	5	I direct the witness not to answer.
6	Holdings, Inc. or any of its subsidiaries ever	6	MR. MORRIS: What's the basis for
7	had a direct or indirect ownership interest in	7	the direction? Just so the record's
8	Lequios Holdings?	8	clear.
9	A. No.	9	MR. McDONALD: That is a subject to
10	Q. Do you know if Ascentra Holdings,	10	the litigation in the Cayman Islands,
11	Inc. or any of its subsidiaries ever had a	11	and as we have stated to the Court, we
12	direct or indirect ownership interest in	12	are not litigating the Cayman proceeding
13	Growth Today Inc.?	13	here as part of this 30(b)(6).
14	MR. McDONALD: Objection to form.	14	MR. MORRIS: You've made that
15	A. Just so I'm clear, what do you mean	15	argument. I just want to make my
16	by "direct or indirect ownership"?	16	record.
17	Q. That they were -- that they held	17	MR. McDONALD: I just want to be
18	shares in, that they held equity, that they	18	perfectly clear.
19	were a contributory, either in their own name	19	MR. MORRIS: I appreciate that.
20	or through another entity or person that they	20	MR. McDONALD: The
21	controlled.	21	interrelationship between Growth Today,
22	MR. McDONALD: I'm going to object	22	its ultimate switch in ownership and the
23	and direct the witness not to answer.	23	relationship between its prior principal
24	The ownership and interrelationship of	24	and the principals of Ascentra are being
25	these entities is subject to the	25	litigated in the Cayman Islands.

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
53-56

<p style="text-align: right;">Page 53</p> <p>1 G. ROBINSON 2 MR. MORRIS: So this is my 3 opportunity -- because I want to make my 4 record, too -- this is my opportunity to 5 inquire as to the facts that relate to 6 the likelihood of success on the merits 7 in New York. And I appreciate your 8 argument, and I know you made it to the 9 New York court and here we are. 10 So I believe that the answer to 11 this question goes to the likelihood of 12 success of the merits, which is why I am 13 asking it, to be clear. 14 And with that, if you are going to 15 direct him not to answer, we'll just 16 move on. 17 MR. McDONALD: I am directing him 18 not to answer. 19 MR. MORRIS: Okay. I am just going 20 to reserve my right, for all of the 21 questions that you direct him not to 22 answer, to either seek -- because I want 23 to be clear -- to seek a preclusion 24 order in New York from Ascentra offering 25 any evidence that would have been</p>	<p style="text-align: right;">Page 55</p> <p>1 G. ROBINSON 2 BY MR. MORRIS: 3 DIR Q. Sir, do you know if Ascentra 4 Holdings, Inc. or any of its subsidiaries ever 5 had a contract with Growth Today Inc. or any 6 of its subsidiaries? 7 MR. McDONALD: Objection. 8 I direct the witness not to answer. 9 Q. Are you going to follow your 10 counsel's advice? 11 A. Yes. 12 Q. Do you know if Ascentra Holdings, 13 Inc. or any of its subsidiaries ever commenced 14 legal proceeding to enforce any agreement that 15 it contended it had with Growth Today or any 16 of its subsidiaries? 17 MR. McDONALD: Objection to form. 18 A. Just repeat the question, please? 19 Q. Yes, I appreciate that. I could do 20 better. 21 Prior to the commencement of the 22 Ascentra Holdings, Inc. Cayman Islands 23 liquidation proceeding, are you aware of any 24 enforcement action that Ascentra Holdings, 25 Inc. or any of its subsidiaries took against</p>
<p style="text-align: right;">Page 54</p> <p>1 G. ROBINSON 2 responsive to these questions in the 3 New York proceeding, or to compel 4 further deposition. 5 So those are the two things that 6 I'm reserving my right for, and we'll 7 just go forward. 8 MR. McDONALD: And the judge made 9 it very clear that if you're inquiring 10 into the success of the Cayman 11 proceeding, that is privileged and that 12 goes beyond the scope of this 13 deposition. He made that crystal clear 14 at the last hearing, and we reserve our 15 rights as well. 16 MR. MORRIS: Okay. I don't think 17 he said anything about privilege. 18 MR. McDONALD: He did. 19 MR. MORRIS: I don't think he said 20 anything about privilege, but okay. 21 MR. McDONALD: John, he did. He 22 said if the question is basically do you 23 think you're going to win Cayman, and 24 all of these are going to that, he said 25 that's privileged. He was very clear.</p>	<p style="text-align: right;">Page 56</p> <p>1 G. ROBINSON 2 Growth Today Inc. or any of its subsidiaries 3 with respect to any contract? 4 A. No. 5 Q. Okay. Thank you. 6 Do you know if Ascentra Holdings, 7 Inc., as distinguished from the subsidiaries, 8 do you know if Ascentra Holdings, Inc. ever 9 provided any goods or services to Growth Today 10 Inc. or any of Growth Today Inc.'s 11 subsidiaries? 12 MR. McDONALD: Objection to form. 13 A. Just say the question again, 14 please? 15 Q. Sure. Do you know whether Ascentra 16 Holdings, Inc. -- withdrawn. 17 Prior to the commencement of the 18 Cayman Islands liquidation proceedings do you 19 know whether Ascentra Holdings, Inc. ever 20 provided goods and services to Growth Today 21 Inc. or any of the three subsidiaries listed 22 underneath it in this organizational chart? 23 A. And you're asking me for 24 specifically Ascentra Holdings, Inc., or -- 25 Q. Correct.</p>

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
57-60

		Page 57	Page 59
1	G. ROBINSON	1	G. ROBINSON
2	A. -- or not the Ascentra group?	2	(Recess taken.)
3	Q. Exactly.	3	THE VIDEOGRAPHER: This begins
4	MR. McDONALD: Objection to form.	4	unit 3. We're on the record at 10:56.
5	A. Then the answer is no.	5	MR. MORRIS: I am going to mark as
6	DIR Q. Okay. Do you know if Growth Today	6	the next exhibit, which I think is
7	or any of the entities beneath Growth Today	7	number 3, Robinson number 3, a document
8	ever paid money to a third party for the	8	that was previously marked as Hernandez
9	benefit of Ascentra Holdings, Inc. or any of	9	exhibit 5. And it's entitled Joint
10	its subsidiaries?	10	Official Liquidators' Certificate.
11	MR. McDONALD: Objection.	11	(Robinson Exhibit 3, CWR Form
12	I direct the witness not to answer.	12	Number 13, Joint Official Liquidators'
13	MR. MORRIS: Can I ask him if he	13	Certificate was marked for
14	knows the answer to the question? I'm	14	identification.)
15	going to ask him the question, and then	15	BY MR. MORRIS:
16	you can decide.	16	Q. All right, sir. Do you have
17	DIR Q. Without divulging the answer to the	17	Robinson exhibit 3 in front of you?
18	question, just yes or no, do you know whether	18	A. Yes.
19	Growth Today Inc. or any of the three entities	19	Q. Okay. Do you know what that is?
20	beneath it ever paid any third party for the	20	A. Yes.
21	benefit of Ascentra Holdings, Inc. or any of	21	Q. And what is this document?
22	its subsidiaries? Just yes or no.	22	A. This is the Joint Official
23	MR. McDONALD: I'm still going to	23	Liquidators' Certificate of Determination of
24	direct him not to answer.	24	Solvency for Ascentra Holdings, Inc.
25	MR. MORRIS: You're not even going	25	Q. And in this document it says that
		Page 58	Page 60
1	G. ROBINSON	1	G. ROBINSON
2	to let me know if he knows the answer to	2	the joint official liquidators, quote, "hereby
3	the question?	3	certify that they have determined that the
4	MR. McDONALD: Yes.	4	above-named company should be treated as
5	MR. MORRIS: Okay.	5	solvent."
6	Q. Are you going to follow counsel's	6	Did I read that correctly?
7	advice?	7	A. Yes.
8	A. Yes.	8	Q. How did you make that
9	MR. McDONALD: John, when you come	9	determination?
10	to an appropriate point, can we take a	10	A. So when we -- when we are appointed
11	break?	11	official liquidators, one of our duties is to
12	MR. MORRIS: Yes. Now would be	12	just analyze the books and records that we
13	great.	13	have in our possession. I spoke to
14	MR. McDONALD: Is that okay?	14	stakeholders, management, former officers of
15	MR. MORRIS: Yes. So we agree he's	15	the company. Reviewed financial information
16	under oath.	16	in our possession. And we make a
17	MR. McDONALD: Yes.	17	determination on whether the -- the company is
18	MR. MORRIS: No communication with	18	solvent. And that's also discussed in
19	the witness while the deposition	19	consultation with our attorneys.
20	continues. But I'm happy to take a	20	And then we make a decision that we
21	break.	21	should -- whether we should -- what
22	MR. McDONALD: Thank you.	22	determination we should file.
23	MR. MORRIS: You bet.	23	And after that initial review, in
24	THE VIDEOGRAPHER: This ends	24	consultation, the decision was taken to file a
25	unit 2. We're off the record at 10:44.	25	certificate of solvency.

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
61-64

Page 61		Page 63	
1	G. ROBINSON	1	G. ROBINSON
2	Q. You used the phrase "stakeholders."	2	A. No.
3	Do you recall which stakeholders	3	Q. You mentioned "books and records."
4	you communicated with with respect to the	4	Do you recall, and I appreciate
5	decision to identify Ascentra Holdings,	5	it's been some time, do you recall what books
6	Inc. as solvent?	6	and records you reviewed and relied upon to
7	MR. McDONALD: Objection to form.	7	7 reach your determination that Ascentra
8	I think there's confusion. I think	8	Holdings, Inc. is solvent?
9	you're saying -- did you "stakeholders"	9	A. It would have been through
10	or "stockholders"?	10	communication and discussions with the
11	MR. MORRIS: I heard him say	11	stakeholders and with the financial
12	"stakeholders."	12	information that we were provided to --
13	MR. McDONALD: Okay.	13	provided with by Whinney.
14	MR. MORRIS: Let me try again.	14	Q. Among that information, was there a
15	MR. McDONALD: It just came across	15	general ledger, if you recall?
16	as stockholders or stakeholders. I	16	A. We were aware of the -- the assets
17	wasn't sure which you were going with.	17	of the group and what pertained to the assets
18	MR. MORRIS: I'll try again.	18	of the Ascentra group.
19	Q. Did you speak with any stakeholders	19	Q. Did the determination of solvency
20	in connection with your determination to	20	take into account not just assets but
21	declare Ascentra Holdings, Inc. to be solvent?	21	liabilities?
22	MR. McDONALD: Objection to the	22	A. Yes.
23	form.	23	Q. Is there a particular test that you
24	A. When I say the word "stakeholder,"	24	utilized to determine that Ascentra Holdings,
25	I am talking about numerous parties involved	25	Inc. is solvent?
Page 62		Page 64	
1	G. ROBINSON	1	G. ROBINSON
2	in the affairs of the company.	2	MR. McDONALD: Objection to form.
3	Q. Okay. Can you identify those	3	A. There is no -- there is no specific
4	parties who were involved in the affairs of	4	test that official liquidators undertake when
5	the company?	5	he's determining solvency. It's the joint
6	A. That I spoke to?	6	official liquidators' opinion.
7	Q. Yes.	7	Q. Do you know whether Ascentra
8	A. On the process, okay. Yes.	8	Holdings, Inc. maintained financial statements
9	That would be employees of the	9	for itself and its subsidiaries?
10	group. It would have been Ted Sanders. It	10	A. Yes. There are -- there are. Yep.
11	was also, I believe, from memory, that I also	11	Q. And would those financial
12	had communications with Luke Ryu. Marty	12	statements include balance sheets?
13	Matthews. And that would be it.	13	MR. McDONALD: Object to the form.
14	Did I say staff?	14	A. Yes.
15	Q. You said employees.	15	Q. What other financial statements are
16	A. Employees, okay. Yes.	16	you -- do you have in mind when you think back
17	Q. Do you remember the names of any of	17	to what you reviewed in connection with this
18	the employees?	18	analysis?
19	A. Communication on that would have	19	A. Yeah, okay.
20	been with Whinney.	20	MR. McDONALD: Let him finish the
21	Q. Okay. Out of the people that you	21	question.
22	just identified, did any of them disagree with	22	A. Say the question again? Sorry.
23	the determination that you ultimately made	23	Q. Okay. Did you review financial
24	that Ascentra Holdings, Inc. is solvent?	24	statements in connection with your analysis of
25	MR. McDONALD: Objection to form.	25	solvency?

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
65-68

<p style="text-align: right;">Page 65</p> <p>1 G. ROBINSON 2 A. So when we got -- when we appointed 3 and we were reviewing the books and records in 4 our possession -- so when you say "financial 5 statements," there were no audited statements 6 for the recent period leading up to the 7 liquidation. There were management accounts 8 and financial summaries and bank statements 9 and Excel spreadsheets showing balances at 10 bank and assets and stuff that is very basic. 11 It wasn't complicated. It was easy to look 12 at, easy to assess. And we deemed, after 13 reviewing those kind of financials, that the 14 company -- that Ascentra should be deemed 15 solvent. 16 Q. Thank you very much. 17 Do you recall whether Ascentra 18 Holdings, Inc. reported their financial 19 statements on a consolidated basis with their 20 subsidiaries? 21 MR. McDONALD: Objection to form. 22 A. We have seen draft financial 23 statements and previous signed financial 24 statements where the accounts are 25 consolidated, yes.</p>	<p style="text-align: right;">Page 67</p> <p>1 G. ROBINSON 2 Q. Okay. In your review of the 3 records did you see anything that would have 4 reflected any disagreement between Ascentra 5 Holdings, Inc. and the last outside auditor 6 that it did have? 7 MR. McDONALD: Objection to form. 8 A. I can't from memory remember if 9 there was any statements in the last signed 10 audited statements from the auditor 11 questioning anything, how the accounts were -- 12 were shown. 13 Q. Okay. And I think you testified 14 that your recollection is the last audited 15 financial statements were for either 2018 or 16 2019. 17 Do I have that right? 18 MR. McDONALD: Objection. 19 Q. Or was it '17 and '18? 20 A. You're talking about -- 21 Q. Audited. 22 A. -- today? 23 Q. Mm-hmm. 24 A. Yeah, probably seven -- maybe 2017. 25 Q. Are you aware of any reason why</p>
<p style="text-align: right;">Page 66</p> <p>1 G. ROBINSON 2 Q. Do you know the last period for 3 which Ascentra Holdings, Inc. received audited 4 financial statements? 5 A. I'm not a hundred percent, but I 6 think it could be either 2017 maybe or 2018. 7 But that's from memory. Sorry. 8 Q. Do you recall if Ascentra Holdings, 9 Inc. prepared its financial statements on a 10 calendar-year basis, or was there some other 11 time period that they utilized? Or 12 year-basis, fiscal year? 13 A. Again, from memory I think the 14 financial year-end was December, but I 15 don't -- I don't fully recall. I'm sorry. 16 Q. Do you remember the name of 17 Ascentra's outside auditors for the period of 18 time that audited financial statements were 19 completed? 20 A. I don't recall the name, no. 21 Q. In your capacity as Ascentra's 22 joint official liquidator did you ever speak 23 with Ascentra's outside auditors? 24 A. There were no outside auditors 25 appointed at the time of my appointment.</p>	<p style="text-align: right;">Page 68</p> <p>1 G. ROBINSON 2 audited financial statements were not 3 completed for any period after the last one? 4 A. I would say from the financials it 5 would be how -- how the account should be 6 recorded, and all the parties involved, how 7 they wanted the account to be shown. 8 Q. Okay. I think you said you are an 9 accountant, is that right? 10 A. I have accountant qualifications. 11 Q. Do you know whether Ascentra's 12 books and records were maintained under GAAP 13 accounting or, I guess, IFRS? 14 A. I do not know. 15 Q. You don't know. 16 MR. McDONALD: John, just to be 17 clear, when you say "Ascentra" you mean 18 Ascentra Holdings or Ascentra group? 19 MR. MORRIS: I appreciate that. 20 Ascentra Holdings, Inc. Yes. 21 MR. McDONALD: Okay. 22 Q. And the same question then for any 23 of the subsidiaries. 24 Do you know if -- 25 MR. McDONALD: Ascentra group. You</p>

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
69-72

Page 69		Page 71
1 G. ROBINSON	2 distinguished between Ascentra and	1 G. ROBINSON
3 Ascentra Holdings. So just to be	4 precise.	2 identification.)
5 MR. MORRIS: Okay.	6 Q. You have never withdrawn the	3 Q. Mr. Robinson, do you see this is a
7 certificate that's been marked as Robinson	8 exhibit 3, correct?	4 declaration that was submitted to the Court in
9 A. Correct.	10 New York back in October 2021?	5 A. Yes.
11 Q. Okay. As an experienced and	12 licensed insolvency practitioner, can you	6 Q. Okay. And do you recall this
13 share with me your understanding of the	14 circumstances that would require you to either	7 particular declaration?
15 withdraw or amend this certificate?	16 MR. McDONALD: To the extent you	8 A. Yes.
17 can answer that without divulging	18 attorney-client privilege, please	9 Q. And did you have an opportunity to
18 answer.	19 A. Just say the question again?	10 make comments and changes to the declaration?
20 Sorry.	21 Q. Just as a Cayman Islands insolvency	11 A. I did, yes.
22 practitioner can you tell me your	23 understanding of the circumstances that would	12 Q. Okay. Let's go to paragraph 18.
24 require you to withdraw, amend or modify the	25 certificate?	13 And if you could just read that to yourself
		14 for the moment.
		15 (The witness complied.)
		16 A. Okay.
		17 Q. Was it your understanding at the
		18 time you signed this that that statement was
		19 true and accurate?
		20 A. Yes.
		21 Q. Do you believe it's true and
Page 70		Page 72
1 G. ROBINSON	2 accurate today?	1 G. ROBINSON
3 A. This is a general question, not	4 A. Yes.	2 related to Ascentra?
4 Q. Correct.	5 Q. Just one little wrinkle here.	3 A. Yes.
5 A. That would be, as an officer of the	6 It's a statement that's made as of	4 It's a statement that's made as of
6 court and you've got a duty to monitor the	7 December 31, 2021, but the document is	5 December 31, 2021, but the document is
7 solvency during a lifecycle of the	8 prepared in October 2021.	6 prepared in October 2021.
8 liquidation, you would look and check	9 Is this kind of a forward-looking	7 prepared in October 2021.
9 constantly on asset values and liability	10 statement?	8 Is this kind of a forward-looking
10 values. And if those change.	11 A. Yeah, I would say that we probably	9 statement?
11 Q. So is it fair to say that they	12 forecast what expenses were likely to incur up	10 A. Yeah, I would say that we probably
12 haven't changed in a manner in which it caused	13 to the end of the year, yes.	11 forecast what expenses were likely to incur up
13 you to withdraw the solvency certificate?	14 Q. Was it also true as of the date you	12 to the end of the year, yes.
14 MR. McDONALD: Objection to form.	15 filed the application in the Cayman Islands	13 Q. Was it also true as of the date you
15 A. Since I filed this in September	16 court for supervision of the liquidation; was	14 filed the application in the Cayman Islands
16 2021 there's nothing that's come into my	17 this statement true at that time as well?	15 court for supervision of the liquidation; was
17 possession or been filed by the parties that	18 MR. McDONALD: Objection to form.	16 this statement true at that time as well?
18 has made me determine my solvency	19 MR. MORRIS: Withdrawn.	17 MR. McDONALD: Objection to form.
19 determination should change.	20 Q. The liquidation was commenced	18 MR. MORRIS: Withdrawn.
20 Q. Okay, thank you.	21 officially in --	19 Q. The liquidation was commenced
21 MR. MORRIS: We'll mark as the next	22 A. 17th of September.	20 officially in --
22 exhibit, it will be Robinson number 4.	23 Q. September 17th.	21 A. 17th of September.
23 It's one of your earlier declarations.	24 If we changed "December 31, 2021"	22 Q. September 17th.
24 (Robinson Exhibit 4, Declaration of	25 to September 17, 2021, would the statement in	23 If we changed "December 31, 2021"
25 Graham Robinson was marked for	25 paragraph 18 be accurate?	24 to September 17, 2021, would the statement in

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
73-76

<p style="text-align: right;">Page 73</p> <p>1 G. ROBINSON 2 A. Accurate in what way? 3 Q. Would there be any modification to 4 this statement if you just took it and turned 5 it back, you know, ten weeks, to the date of 6 commencement? 7 A. So -- okay. So you're saying 8 Ascentra's main liabilities as of 17th of 9 September, 2021, basically? 10 Q. Correct. Mm-hmm. 11 A. Yes. 12 Q. Okay. And when you use the term 13 "main liabilities" there, are you aware of 14 any liabilities that Ascentra had as of 15 September 17, 2021 other than the costs that 16 were going to be incurred by the liquidators 17 and certain ordinary course operating 18 expenses? Were there any other liabilities 19 that you can recall? 20 A. At the time, are you talking about 21 17th of September, or are you talking about 22 the day of this declaration? 23 Q. September 17. 24 A. Okay. So just state the question 25 again, please?</p>	<p style="text-align: right;">Page 75</p> <p>1 G. ROBINSON 2 A. That's a difficult question to 3 answer because what I think you're asking me 4 is did other creditors come about after the 5 31st of December 2021 that weren't potentially 6 contingent at that time or I was totally 7 unaware of at that time. 8 I can't recall. Because as part of 9 the liquidation process, I've been dealing 10 with creditor -- previous creditors and 11 potential creditors through the whole 12 liquidation process. 13 Q. Go back to exhibit 1, which was the 14 30(b)(6) notice. And if you can turn I think 15 to the third page, at the bottom it says 16 "Amended Topics." 17 A. Okay. 18 Q. And 2(a) asks about the number of 19 creditors existing as of the date of 20 commencement. 21 Let me just modify that a tiny bit, 22 in light of what you just said. 23 Do you recall whether Ascentra had 24 any non -- any creditors who held 25 non-contingent claims, right, who you agree</p>
<p style="text-align: right;">Page 74</p> <p>1 G. ROBINSON 2 Q. Sure. When you use the phrase 3 "main liabilities" -- actually, let's do this 4 in pieces. 5 Are you aware of any other -- any 6 liabilities as of December 31, 2021 other than 7 the costs incurred by the liquidators and 8 certain ordinary course operating expenses for 9 storage and maintenance of Ascentra's 10 information? 11 A. I think the key sentence there 12 would be "Ascentra may have other contingent 13 liabilities that my team and are I 14 investigating." 15 Q. Okay. I appreciate that and I want 16 to separate, you know, stuff that may be 17 subject to investigation from what you knew, 18 what was -- you know, what was on the books 19 and records, what you knew at the time. Okay? 20 So with that distinction, were 21 there any liabilities that you're aware of 22 that existed as of the end of 2021 other than 23 the ones that are described here? 24 Any non-contingent liabilities. 25 How about that?</p>	<p style="text-align: right;">Page 76</p> <p>1 G. ROBINSON 2 they had a claim, as of the date of 3 commencement? Did they have any such 4 creditors? 5 MR. McDONALD: Objection to form. 6 A. Yes. 7 Q. Okay. Do you recall how many 8 creditors they had that fell into that very 9 specific category of non-contingent claims? 10 MR. McDONALD: Objection to form. 11 A. I struggle for the exact number, 12 but you are looking, I would say, at ten, 12. 13 Ten to 12, maybe. 14 Q. Okay. So to the best of your 15 recollection, on the date of commencement 16 Ascentra Holdings, Inc. had approximately ten 17 to 12 creditors who held undisputed claims, is 18 that fair? 19 A. Exactly the day of appointment you 20 don't know if they're going to be -- if they 21 may be still disputed until you've reviewed. 22 So ... 23 Q. So when you referred to the ten or 24 12, were those ten or 12 disputed claims, 25 undisputed claims or a mix?</p>

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
77-80

Page 77	Page 79
1 G. ROBINSON	1 G. ROBINSON
2 A. We were provided with that list	2 MR. MORRIS: Withdrawn.
3 when we got appointed, and then we reviewed	3 Q. What was the biggest claim?
4 and analyzed it, and if they were not	4 MR. McDONALD: Objection to form.
5 disputed, they would have been paid.	5 A. If you exclude the monies that are
6 Q. Okay. And as a total group, how	6 due to the members on the commissions, the
7 many disputed, undisputed or contingent claims	7 biggest creditor claim was -- for a service
8 existed, to the best of your knowledge, on the	8 provider was approximately 3.9 million.
9 date of commencement?	9 Q. Do you know whether under the
10 MR. McDONALD: Objection to form.	10 Cayman Companies Act a solvent entity
11 A. Again, you don't know which ones	11 liquidating under court supervision is
12 are disputed when you get appointed.	12 required to pay creditors within 12 months?
13 Q. And that's why I am trying to say I	13 MR. McDONALD: Objection to form.
14 don't really care whether it's disputed or	14 A. Sorry, say again.
15 undisputed or contingent.	15 Q. Do you know whether under the
16 How many claims existed, to the	16 Cayman Companies Act a solvent entity
17 best of your knowledge, on the commencement	17 operating under court supervision is required
18 date, irrespective of whether they were	18 to pay its debts within 12 months?
19 contingent or disputed claims?	19 MR. McDONALD: Objection to form.
20 A. So on top of the ten to 12 is --	20 Q. You can answer.
21 Q. Mm-hmm.	21 A. Under court supervision, no.
22 A. I would say maybe another ten.	22 Q. Is that a rule that applies outside
23 Q. Okay. So somewhere between 20 and	23 of court?
24 22 claims in total, which included undisputed	24 MR. McDONALD: Objection to form.
25 claims, disputed claims and contingent claims.	25 A. For a voluntary liquidation --
Page 78	Page 80
1 G. ROBINSON	1 G. ROBINSON
2 Is that fair?	2 well, a director, if he signs a declaration of
3 MR. McDONALD: Objection to form.	3 solvency, he's swearing in the declaration
4 A. I would say okay, yes.	4 that all the debts of the company will be paid
5 Q. Do you know the aggregate value of	5 off in full within 12 months.
6 those claims?	6 Q. That's what I am asking.
7 MR. McDONALD: Objection to form.	7 Did that happen in this case?
8 A. Which -- do you want to break it	8 A. No.
9 down?	9 Q. So which debts were not paid in
10 Q. Sure.	10 full within 12 months?
11 A. Are you asking for the full amount?	11 MR. McDONALD: Objection to form.
12 Q. Let's start with the full amount.	12 A. Within 12 -- in the first 12
13 MR. MORRIS: Withdrawn. Let me ask	13 months?
14 a different question.	14 Q. Mm-hmm.
15 Q. As of the commencement date, what	15 A. I don't know from memory. As I
16 did Ascentra's books and records show as their	16 said, there's no requirement for debts to be
17 obligations owing to creditors?	17 paid, all creditors to be paid in 12 months.
18 MR. McDONALD: Objection to form.	18 Like I said before, and I'll repeat
19 A. I think from memory it was over	19 again, we've been dealing with creditors for
20 20 million U.S. dollars. That is for	20 the full -- through the whole liquidation
21 creditors and other potential creditors.	21 process, and some have been paid, some have
22 Q. Right. And was there any creditor,	22 been agreed and paid, and we have probably
23 to the best of your recollection, who held a	23 some creditors that we have not verified and
24 claim, whether it was disputed or not, that	24 paid.
25 was more than a million dollars?	25 Q. Has Ascentra paid all creditors in

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
81-84

Page 81	Page 83
1 G. ROBINSON	1 G. ROBINSON
2 full who hold undisputed claims?	2 read back.)
3 MR. McDONALD: Objection to form.	3 A. Seven separate entities.
4 A. Yes.	4 Q. Okay. So is it fair to say that
5 Q. And is the only reason the	5 Ascentra Holdings, Inc. has paid all creditors
6 remaining creditors haven't been paid in full	6 in full except for the seven entities who hold
7 is because there's a dispute as to either the	7 one disputed claim each?
8 validity or the amount of their claim?	8 MR. McDONALD: Objection to form.
9 MR. McDONALD: Objection to form.	9 A. Yes.
10 A. Yes, the verification -- I would	10 DIR Q. Does the Ascentra Holdings estate
11 say that the verification -- sorry. The	11 have sufficient assets to pay those disputed
12 verification of the process of agreeing the	12 claims in full if the holders of those claims
13 claims is still ongoing.	13 prevail on their position that their claims
14 Q. How many claims are subject to	14 are valid?
15 dispute today?	15 MR. McDONALD: We're getting into
16 A. Seven.	16 the -- that line, and I'm going to
17 Q. Are those seven claims held by	17 object and direct the witness not to
18 seven different people and entities, or does	18 answer.
19 one or more entity own one or more of those	19 MR. MORRIS: I just want to be
20 disputed claims?	20 really clear. I'm just asking for a
21 MR. McDONALD: John, just to	21 yes-or-no answer here.
22 interject. There are reports filed with	22 DIR Q. Does the state -- does the estate
23 the Cayman court, and we're kind of	23 have the sufficient assets to satisfy those
24 cutting close to a line here.	24 contingent claims if they are ultimately
25 To the extent generally you can	25 deemed to be valid in the amounts that the
Page 82	Page 84
1 G. ROBINSON	1 G. ROBINSON
2 answer.	2 claim-holders contend?
3 But the court has sealed these	3 MR. McDONALD: Again I'm going to
4 reports, and they remain subject to	4 object and direct the witness not to
5 court seal. So I'm just trying to keep	5 answer.
6 that in mind here so that the witness	6 Q. Are you going to follow counsel's
7 isn't divulging information that is	7 advice?
8 currently subject to a court order under	8 A. Yes.
9 seal.	9 Q. Okay.
10 MR. MORRIS: Okay. I appreciate	10 MR. McDONALD: And, again, the
11 that --	11 basis of that is that it's requesting
12 MR. McDONALD: In generality, yes.	12 information that is currently under seal
13 MR. MORRIS: I have no knowledge of	13 with the Cayman court by court order.
14 any of that. And you'll instruct him	14 REQ MR. MORRIS: I would request a copy
15 not to answer if you think it's your	15 of that court order in due course.
16 responsibility to do that.	16 BY MR. MORRIS:
17 MR. McDONALD: Right. I just	17 DIR Q. Can you tell me the aggregate value
18 wanted to make you aware of that, and	18 of the claims that are being asserted against
19 that may be an objection or a direction	19 the Ascentra Holdings, Inc. entity by the
20 at some point.	20 seven claim-holders?
21 MR. MORRIS: Okay.	21 MR. McDONALD: Again I am going to
22 MR. McDONALD: Okay?	22 object and direct the witness not to
23 MR. MORRIS: Can we have the	23 answer.
24 question read back, please?	24 MR. MORRIS: And is that also
25 (Requested portion of the record	25 because there's a court order that would

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
85-88

Page 85	Page 87
1 G. ROBINSON 2 preclude him from answering?	1 G. ROBINSON 2 reports, and that court report is sealed.
3 MR. McDONALD: There's a court 4 order that has sealed that information 5 that is contained in a report, yes. It 6 would be requiring him to divulge 7 information that is currently under 8 seal. And we will happily send you that 9 order.	3 Q. So I want to be really clear what I 4 am asking here. 5 Do you understand what a reserve 6 is? 7 A. In what way? 8 Q. Has Ascentra Holdings, Inc. set 9 money aside for the specific purpose of 10 satisfying these disputed claims at some point 11 in the future? Just yes or no.
10 MR. MORRIS: Okay. 11 BY MR. MORRIS: 12 DIR Q. Can you identify for me the holders 13 of the seven disputed claims?	12 A. I'm going to refer you to my last 13 answer. 14 Q. Are you going to refuse to answer 15 that question? 16 A. I can't answer that question 17 because it's based in the reports and those 18 reports are sealed. 19 So I'm not refusing to answer the 20 question. 21 Q. You believe you have an obligation 22 not to disclose whether or not a reserve has 23 been established.
14 MR. McDONALD: Objection. 15 I direct the witness not to answer. 16 Q. Are you going to follow counsel's 17 advice? 18 A. Yes. 19 Q. Can you tell me the value of any of 20 the disputed claims?	24 Do I understand that correctly? 25 A. I'm an officer of the court in the
Page 86	Page 88
1 G. ROBINSON 2 an answer. 3 A. I believe I've answered that 4 question. 5 Q. Okay. Can you tell me again? 6 A. 3.9 million. 7 Q. Oh, I -- so that's the answer to 8 the question of the largest claim, right? 9 That's what I understood. 10 A. Yeah. 11 Q. Okay. Is that a disputed claim or 12 an undisputed claim? 13 A. Again, we discussed this and 14 answered it was a disputed claim. 15 Q. So that has not been paid, is that 16 fair? 17 A. Yes. 18 Q. Okay. Has Ascentra Holdings, Inc. 19 made any reserve on account of these claims?	1 G. ROBINSON 2 Cayman Islands. My report's been filed with 3 the court, and the court has sealed it. I'm 4 an officer of the court. I follow what the 5 court has done. 6 Q. Okay. I just wanted to make sure. 7 Certain persons and entities have 8 made claims in the liquidation by way of proof 9 of debt, is that right? 10 MR. McDONALD: Objection to form. 11 A. Yes. 12 Q. How many proofs of debt have been 13 filed? 14 MR. McDONALD: Objection to form. 15 A. Eight, I believe. 16 MR. MORRIS: I'll mark as the next 17 exhibit, exhibit 5, Robinson 5, the 18 report that was filed with the 19 bankruptcy court in New York. 20 (Robinson Exhibit 5, letter to the 21 Court, dated December 29, 2023 was 22 marked for identification.) 23 BY MR. MORRIS: 24 Q. You could take a quick look at it, 25 or take as long as you need to look at it. My

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
89-92

Page 89	Page 91
1 G. ROBINSON	1 G. ROBINSON
2 first question for you is whether you have	2 MR. McDONALD: Objection to form.
3 seen this before?	3 A. The proof of debt that was approved
4 A. Yes, I've seen this document	4 by the liquidator has been paid, yes.
5 before.	5 Q. In full. So again --
6 Q. Okay. And did you see it before it	6 MR. McDONALD: Objection to form.
7 was filed?	7 Q. So again, the only thing that is
8 A. Yes.	8 outstanding today are the seven disputed
9 Q. And so you were aware that it was	9 claims, is that fair?
10 being filed on behalf of the joint official	10 MR. McDONALD: Objection to form.
11 liquidators in the Ascentra Chapter 15 case,	11 A. In the Ascentra liquidation?
12 right?	12 Q. Yes, sir.
13 A. Yes.	13 A. Those seven, yes, and the members'
14 Q. Okay. If you could go to I guess	14 commissions that remain payable, yes.
15 the last substantive page, page 4.	15 Q. Are the members' commissions
16 A. Okay.	16 obligations of the company or are they part of
17 Q. So directing your recollection to	17 the members' equity?
18 the middle of the page, underneath the heading	18 MR. McDONALD: Objection to form.
19 "Additional Actions Undertaken By the	19 A. (No response.)
20 Liquidators," your counsel informed the court	20 MR. MORRIS: Withdrawn.
21 in New York, quote, "The liquidators continue	21 Q. When you use the phrase "members'
22 to correspond with potential creditors and	22 commission," what are you referring to?
23 parties who have made claims in the	23 A. This -- this is the commissions
24 liquidation by proof of debt."	24 that are due to the -- to the members that
25 Have I read that first sentence	25 sold products on behalf of the Ascentra group.
Page 90	Page 92
1 G. ROBINSON	1 G. ROBINSON
2 correctly?	2 Q. And are those commissions subject
3 A. Yes.	3 to the proof-of-debt process?
4 Q. Okay. The phrase "potential	4 A. Not at this stage.
5 creditors," are those creditors who hold	5 Q. Why not?
6 contingent or disputed claims?	6 A. No -- no -- no member has written
7 A. The two referred to here are the	7 to the liquidators.
8 seven I listed before, yes. Part of the	8 Q. So as of today no claim has been
9 seven. Yes.	9 made for the payment of a member's commission,
10 Q. Okay. So the potential creditors	10 is that fair?
11 are seven, and there's two of whom that are	11 A. In the Ascentra liquidation?
12 referred to in the second sentence, is that	12 Q. Yes, sir.
13 fair?	13 A. No.
14 A. Yes.	14 Q. That's not fair?
15 Q. Okay. So if there are seven	15 A. Sorry. No, they have not
16 potential creditors -- I think you mentioned	16 submitted ...
17 that there are eight proofs of debt that were	17 Q. Have members made claims for
18 filed?	18 commissions in any other liquidation that's
19 Do I have that right?	19 related to Ascentra Holdings, Inc.?
20 A. From memory, yes.	20 A. No.
21 Q. And is that because one of the	21 Q. Would you have an obligation as the
22 proofs of debt was resolved?	22 joint official liquidator to pay the member
23 A. Yes.	23 claim if you believe today that the claim was
24 Q. And that proof of debt that was	24 valid?
25 resolved was paid in full, correct?	25 MR. McDONALD: Objection to form.

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
93-96

Page 93	Page 95
1 G. ROBINSON	1 G. ROBINSON
2 A. Say the question again? Sorry.	2 "The liquidators also received three
3 Q. In your capacity as a joint	3 additional proofs of debt from Mr. Sanders on
4 official liquidator, would you be duty-bound	4 November 10, 2023, which have not been
5 to pay the commissions if you concluded that	5 adjudicated yet."
6 they were a due and valid obligation of the	6 Have I read that correctly?
7 Ascentra Holdings, Inc. company?	7 A. You have.
8 MR. McDONALD: Objection to form.	8 Q. And are those three proofs of debt
9 A. If we've gone through the	9 among the eight that you identified earlier?
10 verification process and we believed they were	10 A. Yes.
11 due and payable, then they would be paid as	11 Q. Okay. Does Mr. Sanders have any
12 part of the liquidation process.	12 other proofs of debt -- withdrawn.
13 Q. And did you, in your capacity as	13 Have any proofs of debt been filed
14 the joint official liquidator, undertake a	14 on Mr. Sanders' behalf other than those three?
15 review of whether any membership commissions	15 A. No.
16 were due by Ascentra Holdings, Inc.?	16 Q. And are those three proofs of debt,
17 A. Yes.	17 are they filed on behalf of different entities
18 Q. And have you concluded that no	18 that are either owned or controlled by
19 membership commissions are due by Ascentra	19 Mr. Sanders, to the best of your knowledge?
20 Holdings, Inc.?	20 A. Yes.
21 MR. McDONALD: Objection to form.	21 Q. So that among -- when you said
22 A. Say the question again?	22 earlier that there were seven different
23 Q. Have you concluded that Ascentra	23 claim-holders or potential claim-holders,
24 Holdings, Inc. doesn't owe any membership	24 three of them were affiliated with
25 commissions?	25 Mr. Sanders, right?
Page 94	Page 96
1 G. ROBINSON	1 G. ROBINSON
2 A. I have not concluded that, no.	2 A. Yes.
3 Q. You're still reviewing it?	3 Q. Okay. Of the other four, is there
4 A. The review process of the	4 any affiliation between the holders of those
5 commissions has not been finalized.	5 potential claims?
6 Q. Okay. But no member has made a	6 A. No.
7 claim for commission, correct?	7 Q. So you've got Mr. Sanders plus four
8 A. No member has made a claim for	8 other folks who collectively hold seven
9 commission in the Ascentra liquidation,	9 disputed claims, correct?
10 correct.	10 A. Yes.
11 Q. Okay. Has any member made a claim	11 Q. Okay. Can you describe for me the
12 for commission in any other liquidation that	12 nature of the three proofs of debt that were
13 you are involved with?	13 filed on behalf of Mr. Sanders?
14 A. No.	14 MR. McDONALD: Objection to form.
15 Q. Other than the seven disputed	15 To the extent you can disclose
16 claims or proofs of debt that you've	16 that.
17 identified, are you aware of any other	17 A. No, we probably -- I probably
18 contingent obligation that Ascentra Holdings,	18 discussed the proof of debts with my Cayman
19 Inc. has?	19 counsel, so I would say those discussions are
20 MR. McDONALD: Objection to form.	20 privileged.
21 A. No.	21 Q. But you've discussed it with
22 Q. Looking down, still staying with	22 somebody representing Mr. Sanders, right?
23 the same report --	23 A. My attorneys have spoken to
24 A. Okay.	24 Mr. Sanders' attorneys.
25 Q. -- towards the end it says, quote,	25 Q. Okay. So focussing on those

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
97-100

Page 97	Page 99
1 G. ROBINSON	1 G. ROBINSON
2 discussions, do you know what the nature of	2 with the court, or are they just given to you
3 Mr. Sanders' claim is?	3 in your capacity as the joint official
4 Have you read the proofs of debt	4 liquidator?
5 that were filed on behalf of Mr. Sanders?	5 A. Just to me.
6 A. Yes.	6 Q. Okay. So these are documents that
7 Q. Do you have an understanding as to	7 have not been filed with the court, correct?
8 the nature of the claim?	8 A. There's no requirement to file
9 A. He claims he's owed money.	9 proof of debts separately into the Cayman
10 Q. Does he state why he believes he's	10 court.
11 owed money?	11 Q. I appreciate that there's no
12 A. He does.	12 requirement. I'm just asking you if it
13 DIR Q. Does he cite to any contract that	13 happened.
14 he believes he's entitled to recover damages	14 To the best of your knowledge, were
15 for, for breach?	15 Mr. Sanders' proofs of debt filed with the
16 MR. McDONALD: I'm going to object.	16 Cayman court?
17 Those proofs of debt are still	17 A. No.
18 confidential and the nature of those	18 Q. Okay. Can you share with me
19 claims and the nature of the	19 anything about the nature of the claims that
20 disagreement over those claims and the	20 were delivered to you but not filed with the
21 negotiation of those claims are sealed	21 Cayman court?
22 under -- as part of the report to the	22 A. Say that question again? Sorry.
23 court.	23 Q. Can you tell me the amount of any
24 MR. MORRIS: So you're not going to	24 of the three claims that were given to you but
25 let him tell me if there's a contract	25 not filed with the court?
Page 98	Page 100
1 G. ROBINSON	1 G. ROBINSON
2 claim or a tort claim?	2 MR. McDONALD: Again, that
3 MR. McDONALD: No.	3 information is subject to the seal
4 Q. Do you dispute Mr. Sanders' claims?	4 order.
5 A. The verification process is still	5 MR. MORRIS: But it wasn't filed
6 ongoing. So ...	6 with the court, right?
7 Q. You haven't agreed to pay the	7 MR. McDONALD: The report
8 claims, is that fair?	8 discussing the claims has been filed
9 A. The verification process is still	9 with the court. The claims have been
10 ongoing.	10 received by the liquidator.
11 Q. Do you dispute the validity of the	11 MR. MORRIS: And that's all I'm
12 claims or the amount of the claims?	12 asking about, is the claims -- I don't
13 A. The verification process is still	13 care about any report filed with the
14 ongoing.	14 court.
15 Q. Can you describe for me what the	15 So let me ask the question again.
16 verification process is?	16 MR. McDONALD: So --
17 A. We review the proof of debts and	17 MR. MORRIS: Let me ask the
18 make an assessment on whether it's valid or	18 question again.
19 invalid.	19 MR. McDONALD: Okay.
20 Q. And when did he file the proofs of	20 DIR Q. The claims that were given to you
21 debt?	21 but not filed with the Court, can you tell me
22 MR. McDONALD: Objection to form.	22 what the amount of those claims are?
23 A. I believe we received them in early	23 MR. McDONALD: I object.
24 November 2023.	24 Direct the witness not to answer.
25 Q. And are the proofs of debt filed	25 The inspection of those proofs of

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
101-104

Page 101		Page 103
1 G. ROBINSON	2 debt are limited to creditors and	1 G. ROBINSON
3 contributories and are to be kept	4 confidential. The discussion of those	2 of debts, yes.
5 are contained in a report that is filed	6 with the court and is subject to seal.	3 Q. Okay. And do you have any
7 MR. MORRIS: Just help me	8 understand, Hugh. Is there an order	4 reason -- do you have any expectation that
9 that was entered in this case that	10 you're relying upon, or is it a Cayman	5 they will be filed? Is it more than a hope?
11 Islands law?	12 MR. McDONALD: It's a combination	6 But based on your work, has anybody -- you
13 of both. There is, within the Cayman	14 Islands, the Companies Act, as well as	7 know, do you have any expectation --
15 in the rules, a restriction on who can	16 inspect proofs of debt, and the	8 MR. McDONALD: Wait for him to
17 discussion of those proofs of debt are	18 contained in a report that are subject	9 finish.
19 to a court order sealing them.	20 And so --	10 Q. Okay. Do you have any reason to
21 MR. MORRIS: Okay. To be clear I'm	22 not asking about that report.	11 believe that somebody's going to file further
23 MR. McDONALD: I understand that.	24 But the contents of those proofs of debt	12 proofs of debt? In the Ascentra Holdings,
25 are discussed in a report that is		13 Inc. case.
Page 102		Page 104
1 G. ROBINSON	2 subject to a seal.	1 G. ROBINSON
3 MR. MORRIS: Okay. And you guys	4 will follow up with the identity of the	2 the court in New York.
5 order that you're relying on and the	6 law, right?	3 THE WITNESS: Can we just do a
7 MR. McDONALD: Mm-hmm.	8 MR. MORRIS: Okay.	4 five-minute toilet break?
9 BY MR. MORRIS:	10 Q. Is there a deadline for the filing	5 MR. MORRIS: Sure, you bet.
11 of proofs of debt in this case, in the Cayman	12 Islands?	6 THE VIDEOGRAPHER: This ends
13 A. No.	14 Q. Based on your review of the	7 unit 3. We're off the record at 11:52.
15 records, do you have any reason to believe --	16 withdrawn.	8 (Recess taken.)
17 Based on your work as a joint	18 official liquidator, do you have any	9 THE VIDEOGRAPHER: This begins
19 expectation that any additional proofs of debt	20 are likely to be filed?	10 unit 4. We're on the record at 12:03.
21 MR. McDONALD: Objection to form.	22 A. Specifically to the Ascentra --	11 (Robinson Exhibit 6, Letter to the
23 Q. Yes.	24 A. -- liquidation?	12 Court dated June 30, 2023 was marked for
25 I'm hopeful there's no other proof		13 identification.)
		14 BY MR. MORRIS:
		15 Q. All right. Mr. Robinson, you have
		16 in front of you what has been marked as
		17 Robinson exhibit 6. It's another document
		18 that was filed with the court.
		19 Have you taken a moment to look
		20 at it?
		21 A. Yes.
		22 Q. Okay. And you saw it before it was
		23 filed, is that right?
		24 A. Yes.
		25 Q. Okay. Directing your attention to

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
105-108

Page 105	Page 107
<p>1 G. ROBINSON</p> <p>2 the second paragraph on the first page,</p> <p>3 there's a statement in there that says, quote,</p> <p>4 "As a result of various shareholder disputes,</p> <p>5 on June 1, 2021 Ascentra was placed into</p> <p>6 voluntary liquidation in the Cayman Islands by</p> <p>7 its shareholders."</p> <p>8 Have I read that correctly?</p> <p>9 A. Yes.</p> <p>10 Q. And is that accurate, to the best</p> <p>11 of your knowledge?</p> <p>12 A. To the best of my knowledge, yes.</p> <p>13 Q. Okay. Are you aware of any reason</p> <p>14 that Ascentra was placed in voluntary</p> <p>15 liquidation other than various shareholder</p> <p>16 disputes?</p> <p>17 A. No.</p> <p>18 Q. Thank you.</p> <p>19 And if you can go to the second</p> <p>20 page on the back of the document. The end of</p> <p>21 the middle paragraph says, quote, "Further,</p> <p>22 the liquidators have corresponded with various</p> <p>23 potential creditors of Ascentra and requested</p> <p>24 proofs of debt to be submitted."</p> <p>25 Did I read that correctly?</p>	<p>1 G. ROBINSON</p> <p>2 got a pretty simple function, and that is to</p> <p>3 get in the assets, realize the assets, and</p> <p>4 then distribute the assets to the creditors.</p> <p>5 And one of my jobs as a joint</p> <p>6 official liquidator is to approve creditor</p> <p>7 claims, and that's in a quasi-judicial way as</p> <p>8 an officer of the court. So that's what we</p> <p>9 do.</p> <p>10 Q. So is it fair to say that you</p> <p>11 request a proof of debt if somebody comes to</p> <p>12 you and says the entity that's being</p> <p>13 liquidated owes them money, and then you say,</p> <p>14 well, send me a proof of debt and we'll figure</p> <p>15 it out?</p> <p>16 A. Yeah, there's no right or wrong way</p> <p>17 of how a proof is received or not received or</p> <p>18 how you agree a claim. But yeah, one way</p> <p>19 would be, if someone came to you and requested</p> <p>20 a claim they were owed money, you would enter</p> <p>21 correspondence and you could request they</p> <p>22 submit a formal proof of debt.</p> <p>23 Q. Okay. And this is the process that</p> <p>24 led to the seven remaining proofs of debt,</p> <p>25 correct? That are disputed.</p>
Page 106	Page 108
<p>1 G. ROBINSON</p> <p>2 A. Which paragraph is that?</p> <p>3 Q. It's the middle one that begins "In</p> <p>4 the Cayman proceeding."</p> <p>5 A. Okay.</p> <p>6 Q. So now I'm looking at the last</p> <p>7 sentence that begins "Further --</p> <p>8 A. Oh, "Further." I see it. Sorry.</p> <p>9 I see it.</p> <p>10 Q. That's okay. Are you with me now?</p> <p>11 Take a moment to read it.</p> <p>12 A. Okay, yes.</p> <p>13 Q. And so this is dated in June.</p> <p>14 Would this have been part of the process of</p> <p>15 soliciting the proofs of debt that resulted</p> <p>16 in, I guess, the ones that we talked about</p> <p>17 earlier?</p> <p>18 A. Yeah, these -- these relate to the</p> <p>19 creditors we discussed previously. Yes.</p> <p>20 Q. Okay. And under what</p> <p>21 circumstances, if you recall, did you request</p> <p>22 that proofs of debt be submitted? Like, why</p> <p>23 do you do that?</p> <p>24 MR. McDONALD: Objection to form.</p> <p>25 A. Well, the official liquidator has</p>	<p>1 G. ROBINSON</p> <p>2 MR. McDONALD: Objection to form.</p> <p>3 A. Yeah, creditors can come to you,</p> <p>4 and you can go to potential creditors as well.</p> <p>5 Q. Okay. How many proofs of debt did</p> <p>6 the joint official liquidators request, as</p> <p>7 opposed to how many proofs -- let's just start</p> <p>8 with there.</p> <p>9 How many did you request be filed?</p> <p>10 A. How many proof of debts did the</p> <p>11 joint official liquidators of Ascentra request</p> <p>12 from potential creditors?</p> <p>13 Q. Mm-hmm.</p> <p>14 A. I don't know the exact number from</p> <p>15 memory. Out of the eight that we received,</p> <p>16 from memory I would say we requested six.</p> <p>17 Q. And would they include Mr. Sanders'</p> <p>18 three?</p> <p>19 A. Yes.</p> <p>20 Q. Why did you request Mr. Sanders to</p> <p>21 file proofs of debt?</p> <p>22 A. I don't -- SPGK and the defendants,</p> <p>23 all the defendants are not an admitted</p> <p>24 creditor in the liquidation, and you are not</p> <p>25 entitled to that information.</p>

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
109-112

Page 109		Page 111
1 G. ROBINSON	2 THE COURT REPORTER: Can you just	1 G. ROBINSON
2 repeat that? All of defendants are	3 not ...	2 matters that we're talking about.
4	5 A. An admitted creditor in the	3 Is that fair?
6 liquidation under Cayman law.	7 Q. So you believe you have a duty not	4 A. Yeah. You're not an admitted
8 to tell me the answer to the question because	9 in your view SPGK is not entitled to receive	5 creditor.
10 it under Cayman law, is that right?	11 A. Say that again? Sorry.	6 Q. Okay. Let's start with what's an
12 Q. I just want to make sure that I	13 understand. I don't mean to be contentious at	7 admitted creditor?
14 all.	15 You're refusing to answer my	8 A. A creditor that the claim has been
16 question because SPGK is not a creditor in the	17 Ascentra Holdings, Inc. bankruptcy, is that	9 admitted by the joint official liquidators.
18 right?	19 A. I wouldn't -- I'm not refusing to	10 Q. Meaning that it's no longer
20 answer your question. I can't answer your	21 question.	11 disputed?
21 Q. Okay. That's --	22 A. Correct.	12 A. Yes. It's admitted.
23 A. That's a big difference.	24 Q. So Mr. Sanders is not an admitted	13 creditor, is that right?
24 Q. Well, you're refusing because you	25 believe you have an obligation not to disclose	14
Page 110		15
1 G. ROBINSON	2 it. Is that fair?	16
3 A. Under Cayman law -- you are not an	4 admitted creditor, and you're not entitled to	17
5 that information under Cayman law.	6 Q. Okay. So let me just ask you, as	18
6	7 an experienced insolvency practitioner in the	19
7 Cayman Islands and one licensed to serve as a	8 Cayman Islands and one licensed to serve as a	20
9 liquidator, do you have any ability to share	10 this information -- withdrawn.	21
10	11 I understand your position that	22
11 SPGK has no right to the information. My	12 SPGK has no right to the information. My	23
12 question for you: Is there anything that	13 question for you: Is there anything that	24
13 prohibits you from disclosing the information?	14 prohibits you from disclosing the information?	25
14	15 MR. McDONALD: Objection to form.	
15	16 A. I think I'll just refer you to my	
16	17 previous answer.	
17	18 Q. And I'm trying to parse that	
18	19 through.	
19	20 I understand that you believe that	
20	21 under Cayman law -- and I don't mean to be	
21	22 contentious --	
22	23 A. That's okay.	
23	24 Q. -- that under Cayman law SPGK has	
24	25 no right to know anything about the subject	
Page 112		
1 G. ROBINSON	2 Q. Is there any legal impediment, you	
2	3 know, is there any legal prohibition that	
3	4 prevents you from disclosing the information,	
4	5 or it's just that SPGK has no right to	
5	6 receive it?	
6	7 A. SPGK has no right to receive it.	
7	8 Q. I understand. But is there any --	
8	9 do you have a legal duty not to disclose it,	
9	10 or is it just that they have no right to	
10	11 receive it?	
11	12 Do you understand the distinction	
12	13 that I'm making?	
13	14 MR. McDONALD: Yeah, I'm going to	
14	15 object. I think as I discussed earlier,	
15	16 the information concerning the proofs of	
16	17 debt is contained in reports that have	
17	18 been filed with the court that are	
18	19 subject to seal.	
19	20 So is there a legal impediment?	
20	21 Yes. He's an officer of the court, and	
21	22 he's bound by the orders of the court.	
22	23 MR. MORRIS: So is there any	
23	24 information at all that you are willing	
24	25 to let him testify to other than the	

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
113-116

Page 113		Page 115	
1	G. ROBINSON	1	G. ROBINSON
2	number of outstanding disputed claims?	2	Inc. proceedings in the Cayman Islands?
3	MR. McDONALD: As to the nature and	3	MR. McDONALD: Objection to form.
4	identity and basis for the claims and	4	A. No creditor or potential creditor
5	the nature of any disputes over the	5	has applied for sanction, yes.
6	claims? No. He's not going to be able	6	Q. Okay. Is it your understanding as
7	to testify.	7	a licensed insolvency practitioner that
8	MR. MORRIS: And is that because	8	creditors and potential creditors of an
9	the information was filed with the	9	insolvent company or a company of doubtful
10	court, or is there something else that	10	insolvency have the ability to apply for
11	prohibits it?	11	sanction?
12	MR. McDONALD: It's a combination	12	MR. McDONALD: Objection. That's
13	of the statute rules and orders of the	13	calling for a legal conclusion.
14	court that prohibit him from disclosing	14	Q. Okay. Subject to that objection
15	that information.	15	you can answer.
16	MR. MORRIS: Okay.	16	A. Just repeat the question for me,
17	Q. Okay. We're going to go to topic 5	17	please?
18	on the 30(b)(6) list, which was exhibit 1, and	18	Q. Sure. As a licensed insolvency
19	that relates to applications for sanction.	19	practitioner in the Cayman Islands, do
20	Can you tell me what an application	20	creditors or potential creditors of insolvent
21	for sanction is, in the context of a Cayman	21	companies or companies of doubtful insolvency,
22	Islands liquidation proceeding?	22	do they have a right to apply for sanction?
23	A. Well, so to answer your question	23	MR. McDONALD: Objection; calls for
24	for me as a joint official liquidator,	24	a legal conclusion.
25	basically our powers are split between powers	25	Q. You can answer.
Page 114		Page 116	
1	G. ROBINSON	1	G. ROBINSON
2	that we need the court sanction for and powers	2	A. Yes.
3	that we don't need sanction for.	3	Q. Okay. Do you know whether any
4	So ultimately we -- if there are	4	potential creditor -- withdrawn.
5	certain things that we need to do as part of	5	Do you know whether any creditor or
6	the liquidation process, then we would, with	6	potential creditor -- withdrawn.
7	our counsel, we would make applications to the	7	Is the Ascentra Holdings, Inc. case
8	courts.	8	pending before a particular bankruptcy --
9	Q. So there are certain things that	9	withdrawn.
10	you may want to do that you need court	10	Is the Ascentra Holdings, Inc. case
11	permission for, is that fair?	11	pending before a particular judge in the
12	A. Yes.	12	Cayman Islands?
13	Q. Okay. Do creditors and the	13	A. Yes.
14	liquidation of a solvent entity have any	14	Q. And what's the name of the judge?
15	ability to apply for sanction?	15	A. Doyle.
16	A. They have no ability to apply for	16	Q. Doyle. Can I refer to him as Judge
17	sanction.	17	Doyle, or is it Justice Doyle?
18	Q. Okay. And so then is it fair to	18	MR. COWAN: Mr. Justice Doyle.
19	say that no creditor or potential creditor of	19	MR. MORRIS: Mr. Justice Doyle.
20	Ascentra Holdings, Inc. has ever applied for	20	Q. To the best of your knowledge,
21	sanction in that case?	21	since the case was commenced has any creditor
22	A. Sorry. Just say that again?	22	or potential creditor appeared before
23	Q. Is it fair to say then that no	23	Mr. Justice Doyle?
24	creditor or potential creditor has applied	24	A. In the Ascentra liquidation?
25	for sanction of the Ascentra Holdings,	25	Q. Yes.

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
117-120

Page 117		Page 119
1 G. ROBINSON	2 A. Yes.	1 G. ROBINSON
3 Q. Okay. Can you identify the	4 creditor or potential creditor who appeared	2 A. So have they appeared in something
5 before Mr. Justice Doyle in the Ascentra	6 bankruptcy case?	3 else?
7 A. Your defendants.	8 Q. Okay. Is there any other creditor	4 Q. Correct.
9 or potential creditor -- withdrawn.	10 When you refer to my defendants	5 A. Yes.
11 you're referring to my clients who are the	12 defendants in the complaint that was filed on	6 Q. Do you have an understanding of
13 your behalf in the Cayman Islands, is that	14 right?	7 what -- in what capacity they appeared before
15 A. That's the party that I'm	16 referring to, if you said they have been in	8 Mr. Justice Doyle other than as a defendant in
17 front -- they have appeared in the sanction,	18 then yes.	9 that lawsuit?
19 Q. Other than my clients, is there any	20 other creditor or potential creditor who has	10 A. Say that again? Sorry.
21 ever appeared before Mr. Justice Doyle in the	22 Ascentra Holdings, Inc. liquidation case?	11 Q. It's okay. My clients have the
23 A. No.	24 Q. Do you have access to the documents	12 information.
25 that are filed with the court in the Cayman		13 MR. MORRIS: Let's move along.
		14 We've got -- the next document is
		15 what? 7?
		16 THE COURT REPORTER: Yes.
		17 MR. MORRIS: It's going to be the
		18 foreign representatives' objection to
		19 the motion to terminate the restraint.
		20 THE WITNESS: Okay.
		21 (Robinson Exhibit 7, Foreign
		22 Representatives' Objection to Motion of
		23 SPGK to Terminate Restraint was marked
		24 for identification.)
		25 MR. McDONALD: I'm sorry, this was
Page 118		Page 120
1 G. ROBINSON	2 Islands?	1 G. ROBINSON
3 A. Only through my Cayman attorneys.	4 Q. And is it one of your	2 7 you said?
5 responsibilities to be at least generally	6 familiar with the documents that are filed in	3 MR. MORRIS: Yes.
7 the Cayman court in connection with the	8 Ascentra Holdings, Inc. bankruptcy?	4 THE COURT REPORTER: Yes.
9 A. Yes.	10 Q. Okay. And in carrying out that	5 BY MR. MORRIS:
11 responsibility, are you aware of any	12 document that was filed in the Ascentra	6 Q. I'll just mark it to identify it,
13 Holdings, Inc. liquidation case by a creditor	14 or potential creditor other than my clients?	7 but I don't know that I am going to ask you
15 A. No.	16 Q. Thank you. Have my clients	8 any questions in hindsight.
17 appeared in the Cayman case of Ascentra	18 Holdings, Inc. in any capacity other than as	9 Is this the objection that was
19 defendants in the lawsuit that was commenced	20 against them?	10 filed on your behalf in New York with respect
21 MR. McDONALD: Objection to form.	22 A. When you say "the lawsuit," are	11 to SPGK's motion to terminate the restraint on
23 you referring to the one that we filed on the	24 11th of October 2023?	12 the Planet Payment funds?
25 Q. Yes, sir.		13 (The witness reviews document.)
		14 A. Yes.
		15 Q. Okay. And if you turn to just
		16 page 27, I guess I'll ask one question.
		17 A. Twenty-seven. Okay.
		18 Q. In the middle of the page, under
		19 "Likelihood of Success on the Merits," you'll
		20 see there's a statement, "Second," quote, "as
		21 to the liquidators' claim to the Planet
		22 Payment Funds as set forth in detail above,
		23 the contractual and equitable bases remain and
		24 indeed are stronger following Mr. Yoshida's
		25 deposition."

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
121-124

Page 121		Page 123
1 G. ROBINSON	2 Do you see that?	1 G. ROBINSON
3 A. Where does it start?	4 Q. The word "Second" begins at the end	2 against the Planet Payment money?
5 of about the fifth line down.	6 A. Yes.	3 MR. McDONALD: Objection.
7 Q. So I'm just focused on that	8 particular sentence.	4 Q. You can answer.
9 A. Okay.	10 Q. And do you understand that SPGK has	5 MR. McDONALD: It calls for the
11 asked the bankruptcy court in New York to lift	12 the restriction on the funds that originated	6 disclosure of attorney-client
13 at Planet Payment?	14 A. Yes.	7 communication.
15 Q. And do you understand that your	16 counsel on your behalf has opposed that motion	8 MR. MORRIS: I'm not asking for
17 saying that they have a legal and equitable	18 right to the Planet Payment money?	9 anything about any communication. I'm
19 A. Yes.	20 Q. Okay. And do you understand that	10 asking for --
21 topics 6 through 9 of the 30(b)(6) topics are	22 intended to cover the documents and facts	11 MR. McDONALD: You're asking why.
23 concerning your position as to the legal and	12 That was done in consultation with	13 counsel.
24 equitable bases to the claim to the money?	14 MR. MORRIS: Are you directing him	14 MR. MORRIS: Are you directing him
25 A. I've read paragraph 6 to 9.	15 not to answer?	15 not to answer.
Page 122		16 MR. McDONALD: I am directing him
1 G. ROBINSON	2 Q. Okay.	17 not to answer.
3 MR. MORRIS: Let's now mark as the	4 next exhibit, which I guess is 9 --	18 MR. MORRIS: So if he was in front
5 THE COURT REPORTER: 8.	6 MR. McDONALD: 8.	19 of the judge today and the judge said,
7 MR. MORRIS: 8. Thank you.	8 -- a report to the Court dated	20 "Why did you send me this," you would
9 October 11.	10 (Robinson Exhibit 8, Letter to the	21 say, "I can't tell you"?
11 Court dated October 11, 2023 was marked	12 for identification.)	22 You would direct him not to answer
13 BY MR. MORRIS:	14 Q. Were you aware that this letter was	23 because --
15 sent to the court in New York in October 2023?	16 A. Yes.	24 MR. McDONALD: It's an obligation
17 Q. Okay. And so did you authorize	17 Q. Okay. And so did you authorize	25 of a foreign representative to apprise
18 your counsel to give the judge in New York a	18 your counsel to give the judge in New York a	
19 copy of the pleading, the amended pleading	19 copy of the pleading, the amended pleading	
20 that was filed in the Cayman Islands?	20 that was filed in the Cayman Islands?	
21 A. Yes.	21 A. The facts and documents that	
22 DIR Q. And was the purpose of providing	22 support our claim are set out in this amended	
23 that to the Court so that the Court would see	23 complaint.	
24 the contractual and equitable claims that the	24 DIR Q. Okay. I just have a few questions	
25 Ascentra Holdings, Inc. company was asserting	25 about that. If we can go to paragraph 37.	
	26 Paragraph 37 identifies three	
	27 specific agreements.	
	28 Do I have that right?	
	29 MR. McDONALD: I am going to object	
	30 and direct the witness not to answer.	

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
125-128

Page 125		Page 127
1 G. ROBINSON	2 We're not taking a deposition in the	1 G. ROBINSON
3 Cayman proceeding here. Your client has	4 answered, asserted defenses and a	2 A. Yes.
5 counterclaim. We have responded. The	6 matter is taking place in the Cayman	3 DIR Q. Do you know whether the legal
7 Islands.	8 Islands.	4 and equitable bases for Ascentra Holdings,
9 MR. MORRIS: We don't need the	10 speech. We understand it. You could	5 Inc. claim to the Planet Payment funds are set
11 just direct him not to answer on the	12 account -- on account that there's a	6 forth anywhere other than this document and
13 pending proceeding.	14 pending proceeding.	7 exhibit 7?
15 MR. McDONALD: I'm directing him	16 not to answer on account there's a	8 MR. McDONALD: The same objection.
17 to ask my questions anyway, and we'll	18 make the record. Is that fair?	9 The same direction.
19 MR. McDONALD: That's fine.	20 MR. MORRIS: Okay.	10 MR. MORRIS: So we can't even find
21 DIR Q. Does paragraph 37 set forth --	22 identify three particular documents that were	11 out if there's another place to look?
23 executed by SPGK Cayman?	24 MR. McDONALD: The same	12 MR. McDONALD: As I said, your
25 instruction.	25 instruction.	13 client has submitted defenses. We have
Page 126		14 responded to those. There will be a
1 G. ROBINSON	2 Q. Are you going to follow counsel's	15 hearing in the Caymans where additional
3 advice?	4 A. Yes.	16 evidence will be adduced and presented
5 DIR Q. Okay. Are these documents relevant	6 to Ascentra Holdings, Inc.'s claim to the	17 to the Court. So he's not testifying
7 Planet Payment funds?	8 MR. McDONALD: Objection. The same	18 about that. That's all privileged, as
9 direction.	10 Q. Are you going to follow counsel's	19 to whether or not there will be anything
11 advice?	12 A. Yes.	20 forthcoming in this matter.
13 DIR Q. Have you personally reviewed these	14 three documents?	21 MR. MORRIS: Like I said, we'll
15 MR. McDONALD: Objection. The same	16 direction.	22 either do the preclusion order or we'll
17 Q. Are you going to follow counsel's	18 advice?	23 do the follow-up. But I appreciate
19 A. Yes.	20 DIR Q. Look at topic 6.	24 that.
21 DIR Q. Do you know why these three	22 Q. Mr. Robinson, can you grab exhibit	25 Can we take a break?
22 documents are cited in this complaint?	23 number 1, please.	
23 MR. McDONALD: The same objection.	24 A. Okay.	
24 The same direction.	25 DIR Q. Can you turn the page, please, to	
25 Q. Are you going to follow counsel's		
advice?		

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
129-132

Page 129		Page 131
1 G. ROBINSON	2 number 7.	1 G. ROBINSON
3 Can you describe for me all facts	4 that the foreign representatives contend	2 asking for documents.
5 support their assertion that they can	6 establish a likelihood of success on the	3 Q. Number 9. Can you please -- are
7 merits with respect to a contractual basis for	8 entitlement to the Planet Payment funds?	4 you going to follow counsel's advice?
9 MR. McDONALD: The same objection.	10 The same direction.	5 A. Yes.
11 Also calls for divulging	12 attorney-client communications.	6 DIR Q. Number 9. Can you please share
13 Q. You are going to follow counsel's	14 advice?	7 with us the facts that the foreign
15 A. Yes.	16 MR. MORRIS: To be clear, I'm not	8 representatives contend support their
17 asking for any attorney-client	18 privileged communications. I'm just	9 assertion that they can establish a likelihood
18 asking for facts.	19 asking for facts.	10 of success on the merits with respect to an
20 MR. McDONALD: Understood.	21 MR. MORRIS: Okay. So I want to	11 equitable basis for entitlement to the Planet
22 just --	23 MR. McDONALD: The same objection.	12 Payment funds?
24 The same direction.	25 MR. MORRIS: Okay.	13 MR. McDONALD: The same objection.
Page 130		14 The same direction.
1 G. ROBINSON	2 DIR Q. Looking at topic number 8, can you	15 Q. Are you going to follow counsel's
3 please tell me all of the documents that the	4 foreign representatives contend support their	16 advice?
5 assertion that they can establish a likelihood	6 of success on the merits with respect to an	17 A. Yes.
7 equitable basis for entitlement to the Planet	8 Payment funds?	18 DIR Q. Does Ascentra Holdings, Inc. rely
9 MR. McDONALD: The same objection.	10 The same direction.	19 upon the cancellation agreement to support its
11 MR. MORRIS: Does that include	12 attorney-client privilege or just the	20 claim to the Planet Payment funds?
13 pending-proceeding objection?	14 MR. McDONALD: The same objection.	21 MR. McDONALD: The same objection.
15 MR. McDONALD: You said you're not	16 asking for any attorney-client	22 The same direction.
17 privileged information.	18 MR. MORRIS: Correct.	23 Q. Are you going to follow counsel's
19 MR. McDONALD: So I'm just going	20 with the same objection, the same	24 advice?
21 MR. MORRIS: Thank you.	22 MR. McDONALD: And to the extent it	25 A. Yes.
23 does call for divulging attorney-client	24 privilege, as I said before ...	26 DIR Q. Do you understand what the
25 MR. MORRIS: But, again, I'm just		27 cancellation is agreement -- withdrawn.
Page 132		28 Do you understand what the
1 G. ROBINSON	2 DIR Q. Do you know whether any subsidiary	29 cancellation agreement is that I referred to?
3 DIR Q. Do you know whether any subsidiary	4 of Ascentra Holdings, Inc. ever had a contract	30 MR. McDONALD: The same
5 of Ascentra Holdings, Inc. ever had a contract	6 of any kind with Planet Payment?	31 direction -- the same objection. The
7 with Planet Payment?	8 MR. McDONALD: The same direction.	32 same direction.
9 MR. McDONALD: The same direction.	10 The same objection. The same direction.	33 MR. MORRIS: All right. I'll show
10 The same direction.	11 Q. Are you going to follow counsel's	
12 claim to the Planet Payment funds?	13 A. Yes.	
13 MR. McDONALD: The same objection.	14 DIR Q. Do you understand what the	
14 The same direction.	15 cancellation is agreement -- withdrawn.	
15 Q. Are you going to follow counsel's	16 Do you understand what the	
16 advice?	17 cancellation agreement is that I referred to?	
17 A. Yes.	18 MR. McDONALD: The same	
18 DIR Q. Do you understand what the	19 direction -- the same objection. The	
19 cancellation is agreement -- withdrawn.	20 same direction.	
20 Do you understand what the	21 MR. MORRIS: All right. I'll show	
21 cancellation agreement is that I referred to?		
22 MR. McDONALD: The same		
23 direction -- the same objection. The		
24 same direction.		
25 MR. MORRIS: All right. I'll show		

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
133-136

Page 133		Page 135	
1	G. ROBINSON	1	G. ROBINSON
2	it to him just so there's no ambiguity.	2	MR. MORRIS: And would you follow
3	Let's mark as the next exhibit --	3	counsel's advice in that regard?
4	What is it, number 9?	4	THE WITNESS: Yes.
5	THE COURT REPORTER: Yes, sir.	5	MR. MORRIS: Okay. Now let's go
6	MR. MORRIS: -- the cancellation	6	off the record, and we may just be done.
7	agreement.	7	MR. McDONALD: Okay.
8	(Robinson Exhibit 9, Exhibit E to	8	THE VIDEOGRAPHER: This ends
9	declaration of Graham Robinson was	9	unit 5. We're off the record at 12:51.
10	marked for identification.)	10	(Pause in proceedings.)
11	Q. Have you seen this document	11	THE VIDEOGRAPHER: This begins
12	before, sir?	12	unit 6. We're on the record at 12:56.
13	A. Yes.	13	MR. MORRIS: Okay. Just a couple
14	Q. And do you recall that this	14	of more questions I think. In light of
15	document was attached as an exhibit to one of	15	the instructions that you've been given,
16	the declarations that was filed on your behalf	16	I don't want to waste people's time
17	in the Ascentra Holdings, Inc. Chapter 15	17	here.
18	matter?	18	BY MR. MORRIS:
19	A. Yes.	19	DIR Q. Can you tell me what relief
20	DIR Q. Okay. Does Ascentra Holdings,	20	Ascentra Holdings, Inc. is seeking against
21	Inc. rely on this document in any way to	21	SPGK in the Cayman Islands?
22	support its contention that it's likely to	22	MR. McDONALD: The same objection.
23	succeed on the merits of its claim to the	23	The same direction.
24	Planet Payment funds?	24	Q. Are you going to follow counsel's
25	MR. McDONALD: The same objection.	25	advice?
Page 134		Page 136	
1	G. ROBINSON	1	G. ROBINSON
2	The same direction.	2	A. Yes.
3	Q. Are you going to follow counsel's	3	DIR Q. Are you seeking anything other than
4	advice?	4	the recovery of money from SPGK?
5	A. Yes.	5	MR. McDONALD: The same objection.
6	MR. MORRIS: Let's take one more	6	The same direction.
7	short break.	7	Q. Are you going to follow counsel's
8	Hold it. Before we go off the	8	advice?
9	record.	9	A. Yes.
10	Are you going to direct him not to	10	MR. MORRIS: I have no further
11	answer any question that concerns any	11	questions. You know, subject to the
12	allegation or assertion that's set forth	12	reservation of rights that I made early
13	in the complaint?	13	on about either seeking a preclusion
14	MR. McDONALD: Yes.	14	order or motion to compel. But I don't
15	MR. MORRIS: And if you are given	15	want to waste anybody's time here.
16	those directions, do you intend to	16	So --
17	follow them?	17	MR. McDONALD: We appreciate that.
18	THE WITNESS: Yes.	18	MR. MORRIS: -- I'm done for the
19	MR. MORRIS: Would you direct him	19	day.
20	not to answer any question relating to	20	MR. McDONALD: Okay.
21	any allegation or contention set forth	21	THE VIDEOGRAPHER: This is the
22	in the objection that was filed on	22	videographer.
23	behalf of Ascentra Holdings that was	23	Will anyone be ordering the video?
24	marked as one of the earlier exhibits?	24	MR. McDONALD: No.
25	MR. McDONALD: Yes.	25	MR. MORRIS: Yes, we will.

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
137-140

		Page 137			Page 139
1	G. ROBINSON		1	----- I N D E X -----	
2	THE VIDEOGRAPHER: Okay. This		2	WITNESS EXAMINATION BY	PAGE
3	concludes today's proceedings. The		3	G. ROBINSON MR. MORRIS	6
4	total number of video units was 6.		4	----- EXHIBITS-----	
5	We're off the record at 12:58.		5	ROBINSON	PAGE
6	---		6	Robinson Exhibit 1, Amended Notice of	27
7	(Time noted: 12:58 p.m. EST)		6	Deposition of Ascentra Holdings, Inc.	
8			7	Robinson Exhibit 2, Organizational chart	37
9			8	Robinson Exhibit 3, CWR Form Number 13,	59
10	GRAHAM ROBINSON			Joint Official Liquidators' Certificate	
11			9		
12	Sworn and subscribed to before		10	Robinson Exhibit 4, Declaration of Graham	70
13	me this _____ day		10	Robinson	
14	of _____, 2024,		11	Robinson Exhibit 5, Letter to the Court,	88
15	in the jurisdiction aforesaid.		12	dated December 29, 2023	
16			12	Robinson Exhibit 6, Letter to the Court	104
17			13	dated June 30, 2023	
18	NOTARY PUBLIC		14	Robinson Exhibit 7, Foreign	119
19			15	Representatives' Objection to Motion of	
20			15	SPGK to Terminate Restraint	
21			16	Robinson Exhibit 8, Letter to the Court	122
22			17	dated October 11, 2023	
23			18	Robinson Exhibit 9, Exhibit E to	133
24			19	declaration of Graham Robinson	
25			20		
26			21		
27			22		
28			23		
29			24		
30			25		

		Page 138			Page 140
1	C E R T I F I C A T E		1	----- I N D E X (Continued) -----	
2	STATE OF NEW YORK)		2	DIRECTIONS NOT TO ANSWER	
3	COUNTY OF NEW YORK)		3	Page Line	Page Line
4	I, FRANK J. BAS, a Certified Shorthand Reporter		4	18 6	97 13
5	and Notary Public within and for the State of New		5	18 25	100 20
6	York, do hereby certify:		5	19 13	122 22
7	That the witness whose testimony is hereinbefore		6	22 21	124 19
8	set forth, was duly sworn by me and that such		6	51 24	125 21
9	testimony given by the witness was taken down		7	55 3	126 5
10	stenographically by me and then transcribed.		7	57 6	126 13
11	I further certify that I am not related by blood		8	57 17	126 20
12	or marriage to any of the parties in this matter and		9	84 17	128 25
13	that I am in no way interested in the outcome of this		10	85 12	130 2
14	matter.		11		
15	That any copy of this transcript obtained from a		12	REQUESTS	
16	source other than the court reporting firm, including		13	Page Line	
17	from co-counsel, is uncertified and may not be used at		14	84 14	
18	trial.		15		
19	IN WITNESS WHEREOF, I have hereunto set my hand		16		
20	this 29th day of February, 2024.		17		
21			18		
22	<i>Frank Bas</i>		19		
23			20		
24	FRANK J. BAS, RPR, CRR		21		
25			22		
			23		
			24		
			25		

GRAHAM ROBINSON 30(b)(6)
In Re Ascentra Holdings Inc.

February 29, 2024
141-143

Page 141		Page 143
1	DEPOSITION ERRATA SHEET	1 DEPOSITION ERRATA PAGE
2	Our Assignment No. J10806182	2 Page No. _____ Line No. _____ Change to: _____
	Case Caption: In re Ascentra Holdings, Inc.	3 _____
3		4 Reason for change: _____
	DECLARATION UNDER PENALTY OF PERJURY	5 Page No. _____ Line No. _____ Change to: _____
4	I declare under penalty of perjury that I have	6 _____
5	read the entire transcript of my deposition taken in	7 Reason for change: _____
6	the above-captioned matter or the same has been read	8 Page No. _____ Line No. _____ Change to: _____
7	to me, and the same is true and accurate, save and	9 _____
8	except for changes and/or corrections, if any, as	10 Reason for change: _____
9	indicated by me on the DEPOSITION ERRATA SHEET	11 Page No. _____ Line No. _____ Change to: _____
10	hereof, with the understanding that I offer these	12 _____
11	changes as if still under oath.	13 Reason for change: _____
12	Signed on the _____ day of _____	14 Page No. _____ Line No. _____ Change to: _____
13	20 _____. _____	15 _____
14	_____ GRAHAM ROBINSON	16 Reason for change: _____
15		17 Page No. _____ Line No. _____ Change to: _____
16	Subscribed and sworn to on the _____ day of	18 _____
17	_____ 20 ____ before me.	19 Reason for change: _____
18	_____ Notary Public, in and for the State of	20 Page No. _____ Line No. _____ Change to: _____
19	_____.	21 _____
20		22 Reason for change: _____
21		23 _____
22		24 SIGNATURE: _____ DATE: _____
23		25 GRAHAM ROBINSON
24		
25		
Page 142		
1	DEPOSITION ERRATA PAGE	
2	Page No. _____ Line No. _____ Change to: _____	
3	_____	
4	Reason for change: _____	
5	Page No. _____ Line No. _____ Change to: _____	
6	_____	
7	Reason for change: _____	
8	Page No. _____ Line No. _____ Change to: _____	
9	_____	
10	Reason for change: _____	
11	Page No. _____ Line No. _____ Change to: _____	
12	_____	
13	Reason for change: _____	
14	Page No. _____ Line No. _____ Change to: _____	
15	_____	
16	Reason for change: _____	
17	Page No. _____ Line No. _____ Change to: _____	
18	_____	
19	Reason for change: _____	
20	Page No. _____ Line No. _____ Change to: _____	
21	_____	
22	Reason for change: _____	
23	SIGNATURE: _____ DATE: _____	
24	GRAHAM ROBINSON	
25		

EXHIBIT 2

FSD2023-0300

2023-10-11

REGISTER OF DIRECTORS AND OFFICERS FOR:

Ascentra Holdings, Inc.

CR 283719

Name	Address	Office Held	Appointment Effective Date	Resignation Effective Date	Notification of Appointment	Notification of Resignation
Chris Miner	3008 Rivoli, Newport Beach, California, United States 92660	DIRECTOR	31-Dec-13	06-Mar-17	29-Jan-14	16-Mar-17
Akinori Hori	Flat B, 1/F, No. 44 Coastline, Discovery Bay, N.T., Hong Kong	DIRECTOR	31-Dec-13	16-Aug-15	29-Jan-14	14-Oct-16
Ryunosuke Hori	7 Fl, Flat F, Maple Mansion, Taikoo Shing, Hong Kong	DIRECTOR	31-Dec-13	07-Feb-14	29-Jan-14	07-Feb-14
Ryosuke Kojima	313 St Vincent, Irvine, California, United States 92618	DIRECTOR	31-Dec-13	12-Jan-17	29-Jan-14	13-Feb-17
Martin Matthews	479 Morning Canyon Rd, Corona DL Mar California United States 92625	DIRECTOR	24-Dec-13	10-Nov-18	27-Dec-13	19-Nov-18
Mourant Ozannes Cayman Secretaries Limited	P.O. Box 1348 94 Solaris Avenue, Camana Bay, Grand Cayman Cayman Islands KY1-1108	SECRETARY	24-Dec-13	29-Dec-15	27-Dec-13	17-Feb-16
Ryunosuke Yoshida	7 Fl, Flat F, Maple Mansion, Taikoo Shing, Hong Kong -	DIRECTOR	07-Feb-14	30-Mar-18	07-Feb-14	03-Apr-18
Martin Matthews	479 Morning Canyon Rd, Corona DL Mar, California, United States 92625	PRESIDENT	25-Jul-14	14-May-15	25-Aug-14	14-Oct-16
Martin Matthews	479 Morning Canyon Rd, Corona DL Mar, California, United States 92625	CHIEF EXECUTIVE OFFICER	25-Jul-14	14-May-15	25-Aug-14	14-Oct-16
Jeffrey Boshears	2332 Baypointe Dr, Newport Beach, California, United States 92660	CHIEF FINANCIAL OFFICER	25-Jul-14	15-May-15	25-Aug-14	14-Oct-16
Jeffrey Boshears	2332 Baypointe Dr, Newport Beach, California, United States 92660	ASSISTANT SECRETARY	25-Jul-14	15-Aug-15	25-Aug-14	14-Oct-16
Ryosuke Kojima	313 St Vincent, Irvine, California, United States 92618	CHIEF TECHNOLOGY OFFICER	25-Jul-14	12-Jan-17	25-Aug-14	13-Feb-17
Alex Oliva	3741 Brilliant Place, Los Angeles, California, United States 90065	CHIEF INFORMATION OFFICER	25-Jul-14	05-Oct-16	25-Aug-14	14-Oct-16
Takanori Meguro	4 Chome-1-1, 16F, Taishido Setagaya Tokyo Japan 154-0004	DIRECTOR	14-Sep-17	08-Dec-17	02-Oct-17	10-Jan-18
Christopher M Miner	PO Box 2026 Newport Beach, California USA 92659	DIRECTOR	07-Mar-18	17-Apr-18	08-Mar-18	25-Apr-18
Motohiko Homma	Room 4529, Four Seasons Place 8 Finance Street Hong Kong	DIRECTOR	11-Apr-18	18-Dec-18	16-Apr-18	27-Dec-18
Yoshida Matsuura	The Harbour View Place Suite 5705 1 Austin Road West Hong Kong	DIRECTOR	11-Apr-18		16-Apr-18	
Timothy Ashcroft	1 Park Plaza Suite 800 Irvine CA 92614 U.S.A.	PRESIDENT	12-Jan-17	07-Aug-17	13-Feb-17	02-Oct-17
Yoshio Matsuura	The Harbour View Place, Suite 5705 1 Austin Road West, Kowloon Hong Kong	DIRECTOR	28-Mar-18	30-Mar-18	29-Mar-18	03-Apr-18



FSD2023-0300

Page 24 of 33

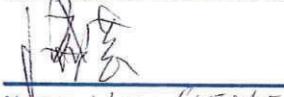
2023-10-11

FSD2023-0300

2023-10-11

Motohiko Homma	Room 4529, Four Seasons Place, 8 Finance Street Hong Kong	DIRECTOR	28-Mar-18	30-Mar-18	29-Mar-18	03-Apr-18
Yoshida Matsuura	The Harbour View Place Suite 5705 1 Austin Road West Hong Kong	CHAIRMAN	01-Jun-18		14-Jun-18	
Ryunosuke Yoshida	1212, 12th Floor China Resources Building 16 Harbour Road Wanchai Hong Kong	DIRECTOR	18-Dec-18	01-Jun-21	27-Dec-18	02-Jun-21

CERTIFIED TO BE A TRUE COPY OF THE ORIGINAL



Name: Yun Shingt
 For and on behalf of
 Hermes Corporate Services Ltd.
 P.O. Box 31493, George Town
 Grand Cayman KY1-1206
 Cayman Islands

Date: 10 Jun 2024

Ascentra Group Structure

21-11854-dsj Doc 102 Filed 03/29/24 Entered 03/29/24 16:54:48 Main Document

21-11854-dsj Doc 77 Filed 10/11/23 Entered 03/29/24 16:54:48 Main Document

Pg 43 of 43 Pg 30 of 36

2023-10-11

Page 27 of 33

FSD2023-0300

(fka HEC Global Inc.)
(fka Interush Inc.)

AOS Property Ventures Inc.
(California)

HEC International LLC
(Delaware)
(fka Interush International, LLC)

iHealthScience, LLC
Hong Kong Branch
(Hong Kong)
(fka Interush Media, LLC)

(fka Interush Media, LLC – Hong Kong Branch)

Ryunosuke Yoshida (100%)

Yoshio Matsura (100%)

Martin Matthews (50%)

Kojima 400,000 o/s

Boshears 350,000 o/s

Oliva 100,000 o/s

Scuderia Bianco Ltd.
(Singapore)

Lequios Holdings
(B.V.I.)

South Asia Venture Ltd.
(B.V.I.)

INTL Media Holdings, LLC
(Delaware)

Management and Related Parties

2023-10-11

39.28%

39.28%

21.44%

30.64%

10.86%

2023-10-11

Growth Today Inc.
(Cayman Islands)

Shang Peng Gao Ke, Inc. SEZC.
(Cayman Islands)

IR-P Holdings, Inc
(Cayman Islands)

1

Ascentra Holdings, Inc
(Cayman Islands)

58.50%

2

(fka Interush Holdings, Inc.)

Interush Limited
(Hong Kong)

Inactive

5

HEC International Co., Ltd
(Taiwan)

6

HEC International, Ltd.
(Singapore)

3

HEC International, Ltd.
(Cayman Islands)

4

Interush (Singapore) Pte
(Singapore)

2

Page 27 of 33

2023-10-11

iHealthScience, LLC
(Delaware)

Page 27 of 33

Page 27 of 33

NB #1-6 on next page

FSD2023-0300